

Sir: We, your Committee on Roads, Bridges and Ferries, to whom was referred

S. B. No. 425, A bill to be entitled "An Act to amend Section 14, Chapter 8, of the Special Laws of the Twenty-eighth Legislature, being 'An Act to create a more efficient road system for Eastland County, Texas.' "

Have had the same under consideration and beg to report the same back to the Senate with the recommendation that it do pass and be not printed.

Henderson. Chairman; Robbins. Westbrook, Morrow, McNealus, McCollum, Townsend, Smith.

Engrossing Committee Reports.

Committee Room,
Austin, Texas, March 13, 1915.

Hon. W. P. Hobby, President of the Senate.

Sir: Your Committee on Engrossed Bills have carefully compared Senate Bill No. 392, and find same correctly engrossed.

WESTBROOK, Chairman.

Committee Room,
Austin, Texas, March 13, 1915.

Hon. W. P. Hobby, President of the Senate.

Sir: Your Committee on Engrossed Bills have carefully compared Senate Bill No. 369, and find same correctly engrossed.

WESTBROOK, Chairman.

Committee Room,
Austin, Texas, March 13, 1915.

Hon. W. P. Hobby, President of the Senate.

Sir: Your Committee on Engrossed Bills have carefully compared Senate Bill No. 411, and find same correctly engrossed.

WESTBROOK, Chairman.

Committee Room,
Austin, Texas, March 13, 1915.

Hon. W. P. Hobby, President of the Senate.

Sir: Your Committee on Engrossed Bills have carefully compared Senate Bill No. 257, and find same correctly engrossed.

WESTBROOK, Chairman.

Committee Room,
Austin, Texas, March 13, 1915.

Hon. W. P. Hobby, President of the Senate.

Sir: Your Committee on Engrossed Bills have carefully compared Senate Bill No. 413, and find same correctly engrossed.

WESTBROOK, Chairman.

FORTY-THIRD DAY.

Senate Chamber,
Austin, Texas,
Monday, March 15, 1915.

The Senate met at 10 o'clock a. m. pursuant to adjournment and was called to order by Lieutenant Governor W. P. Hobby.

The roll was called, a quorum being present, the following Senators answered to their names.

Astin.	Johnson.
Bailey of DeWitt.	King.
Bailey of Harris.	Lattimore.
Bee.	McCollum.
Brelsford.	McNealus.
Clark.	Nugent.
Conner.	Page.
Cowell.	Parr.
Darwin.	Robbins.
Gibson.	Smith.
Hall.	Suiter.
Harris.	Townsend.
Henderson.	Wiley.
Hudspeth.	

Absent.

Harley.	Morrow.
McGregor.	Westbrook.

Prayer by Rev. Atkins of Austin.
Pending the reading of the Journal of yesterday, the same was dispensed with on motion of Senator King.

See Appendix for the Committee Reports and Petitions and Memorials.

Simple Resolution No. 134.

By Senators Bee and Clark:
Whereas, Hon John W. Woods of San Antonio, formerly a distinguished member of the Senate of Texas, entered into his final reward on March 14, 1915;

Therefore, be it resolved by the Senate of Texas, that we express our deep regret at his death and our ap-

preciation of his worth and service.

Be it further resolved, that these resolutions be spread upon the Journal and the Secretary be instructed to forward a copy to the family of the deceased.

The resolution was read and unanimously adopted.

Morning call concluded.

House Bill No. 116.

(Special order.)

The Chair laid before the Senate, on second reading and special order, H. B. No. 116, A bill to be entitled "An Act to establish the Stephen F. Austin State Normal College."

The bill was read and action recurred on the committee report, with committee amendments and committee substitute for the bill (see "Committee Report," Journal of March 3 for the committee report and adverse minority committee report.)

On motion of Senator Parr, the majority committee report, recommending substitute bill with amendments, was adopted.

Senator Parr offered the following amendments, which were read and adopted, being acted on separately:

1. Amend the bill by striking out in line 22, page 4, of the printed bill the words "by Parr."

2. Amend the committee substitute bill and the committee amendment thereto so that the committee substitute shall hereafter read, in Section 3, line 24, thereof in the printed bill after the word "colleges" by striking out all after the word "colleges," in line 24, in the printed bill down to and including the word "chairman," in line 26 of Section 3, and adding in lieu thereof "the Governor, Lieutenant Governor and Attorney General of the State of Texas."

3. Amend the substitute bill in Section 3, in line 28, of the printed bill by striking out after the word "committee" down to and including the word "or" in line 29, Section 3, the language "who resides in the aforesaid territory or."

Senator Hudspeth offered the following amendment:

Amend the committee substitute bill for House Bill No. 116 by striking out in line 5, page 5, "Coke and Tom Green Counties" and insert in lieu thereof "the counties composing

the Twenty-fifth and Twenty-seventh Senatorial Districts of Texas."

The amendment was read, and after discussion, was adopted.

Senator Bailey of DeWitt offered the following amendment, which was read and adopted:

Amend the bill by adding the following:

"Section 10. The importance of this measure to the people of this State, the crowded condition of the calendars of the Legislature and the near approach of the close of the present session of the Legislature creates an emergency and an imperative public necessity requiring that the constitutional rule, requiring bills to be read in each house on three several days be suspended, and that this bill be put upon its third reading and final passage, and it is so enacted."

And amend the caption by adding at the close thereof "and declaring an emergency."

Senator Darwin offered the following amendments, which were read and adopted, being acted on separately:

1. Amend the bill, page 6, line 8, by adding after the word "college" the following: "And such buildings as may be located on the land donated."

2. Amend the bill, page 6, line 8, by striking out the figures "40" and inserting in lieu thereof the figures "50."

The bill, having been read second time, was passed to a third reading by the following vote:

Yeas—17.

Astin.	Henderson.
Bailey of DeWitt.	Hudspeth.
Bailey of Harris.	Lattimore.
Bee.	McGregor.
Clark.	Parr.
Darwin.	Smith.
Gibson.	Suiter.
Hall.	Wiley.
Harris.	

Nays—5.

Brelsford.	Robbins.
Cowell.	Townsend.
Johnson.	

Present—Not Voting.

King.	McNealus.
McCollum.	Nugent.

Absent.

Conner. Page.
Harley. Westbrook.
Morrow.

On motion of Senator Bailey of DeWitt the constitutional rule requiring bills to be read on three several days was suspended, and H. B. No. 116 put on its third reading and final passage by the following vote:

Yeas—24.

Astin.	Johnson.
Bailey of DeWitt.	King.
Bailey of Harris.	Lattimore.
Bee.	McCollum.
Brelsford.	McGregor.
Clark.	Nugent.
Darwin.	Parr.
Gibson.	Robbins.
Hall.	Smith.
Harris.	Suiter.
Henderson.	Townsend.
Hudspeth.	Wiley.

Nay—1.

Cowell.

Present—Not Voting.

McNealus.

Absent.

Conner. Page.
Harley. Westbrook.
Morrow.

The bill was laid before the Senate, read third time, and passed by the following vote:

Yeas—24.

Astin.	King.
Bailey of DeWitt.	Lattimore.
Bailey of Harris.	McCollum.
Bee.	McGregor.
Brelsford.	Nugent.
Clark.	Page.
Darwin.	Parr.
Gibson.	Robbins.
Hall.	Smith.
Harris.	Suiter.
Henderson.	Townsend.
Hudspeth.	Wiley.

Nays—2.

Cowell. Johnson.

Present—Not Voting.

McNealus.

Absent.

Conner. Morrow.
Harley. Westbrook.

Senator Parr moved to reconsider the vote by which H. B. No. 116 was passed and table the motion to reconsider.

The motion to table prevailed.

Executive Session—Time Set For.

Senator King moved that the Senate go into executive session at 12 o'clock noon today for the purpose of considering appointments by the Governor sent to the Senate on Saturday.

The motion was adopted.

House Bills and Resolutions Referred.

The Chair (Lieutenant Governor Hobby) referred, after their captions had been read, the following House bills and resolutions:

H. B. No. 85, referred to Committee on Agricultural Affairs.

H. J. R. No. 9, referred to Committee on Constitutional Amendments.

H. J. R. No. 13, referred to Committee on Constitutional Amendments.

House Bill No. 641.

(By unanimous consent.)

The Chair laid before the Senate, on second reading,

H. B. No. 641, A bill to be entitled "An Act to amend Section 9 of an Act of the Thirty-first Legislature, First Called Session, Chapter 5, Special Laws, entitled 'An Act creating an independent school district to be known as the Goliad Independent School District, including within its limits the unincorporated town of Goliad, Goliad County,' and declaring an emergency."

The committee report, that the bill be not printed, was adopted.

The bill was read second time and passed to a third reading.

On motion of Senator Bailey of DeWitt, the constitutional rule requiring bills to be read on three several days was suspended and H. B. No. 641 put on its third reading and final passage by the following vote:

Yeas—27.

Astin.	King.
Bailey of DeWitt.	Lattimore.
Bailey of Harris.	McCollum.
Bee.	McGregor.
Brelsford.	McNealus.
Clark.	Nugent.
Cowell.	Page.
Darwin.	Parr.
Gibson.	Robbins.
Hall.	Smith.
Harris.	Suiter.
Henderson.	Townsend.
Hudspeth.	Wiley.
Johnson.	

Absent.

Conner.	Morrow.
Harley.	Westbrook.

The bill was laid before the Senate, read third time, and passed by the following vote:

Yeas—27.

Astin.	King.
Bailey of DeWitt.	Lattimore.
Bailey of Harris.	McCollum.
Bee.	McGregor.
Brelsford.	McNealus.
Clark.	Nugent.
Cowell.	Page.
Darwin.	Parr.
Gibson.	Robbins.
Hall.	Smith.
Harris.	Suiter.
Henderson.	Townsend.
Hudspeth.	Wiley.
Johnson.	

Absent.

Conner.	Morrow.
Harley.	Westbrook.

Message From the House.

Hall of the House of Representatives,
Austin, Texas, March 15, 1915.

Hon. W. P. Hobby, President of the Senate.

Sir: I am directed by the House to inform the Senate that the House has passed the following bills:

House Bill No. 214, A bill to be entitled "An Act to amend Article 1905 of the Revised Civil Statutes of 1911, and to fix the time of filing an answer in all cases where the defendant is cited by publication, and declaring an emergency."

House Bill No. 226, A bill to be entitled "An Act to amend Article 2783 of Chapter 14, Title 48, of the

Revised Civil Statutes of 1911, relating to the subjects required to be taught in the common schools, defining the subject of elementary agriculture, requiring the teaching of agriculture in the summer normal institutes, common schools, and county teachers' institutes, and declaring an emergency."

House Bill No. 228, A bill to be entitled, "An Act to establish and maintain a State School of Correspondence at Austin, Texas; to provide for all courses of study by correspondence that supply the needs of Texas people; to provide for the appointment of an executive board for same, and prescribe their duties; to provide for members of the faculty; prescribing their duties and provide for the salaries of said faculty."

House Bill No. 235, A bill to be entitled "An Act to amend Chapter 135, Title 135, of the Revised Civil Statutes of 1911, relating to wills, by adding thereto Articles 7878a and 7878b, authorizing executors under foreign wills to sell and convey real estate and personal property situated in this State, when authorized to do so by such will, when such will has been properly probated in a court having jurisdiction over same, and validating sales and conveyances of such property heretofore made under the powers contained in such foreign will, which has been properly probated."

House Bill No. 269, A bill to be entitled "An Act to amend Article 1539 of the Revised Civil Statutes, providing for the appointment by the Supreme Court of stenographers for that court, and fixing their salaries, and making an appropriation therefor, and declaring an emergency."

House Bill No. 368, A bill to be entitled "An Act to appropriate the sum of twenty-nine thousand six hundred and fifty dollars for the purpose of additional maintenance and support, power plant, laundry, fire escape and fire protection, and additional running expenses for the Prairie View State Normal and Industrial College, and declaring an emergency."

House Bill No. 397, A bill to be entitled "An Act to amend Article 7584, Title 126, Chapter 12, of the Revised Civil Statutes of 1911 of Texas, prescribing how and out of what money tax assessors be paid, and providing that the collector of taxes may be paid out of the first

money collected from occupation or other taxes for the year."

House Bill No. 442, A bill to be entitled "An Act supplementary to the present law providing for the sale of land belonging to the public free school fund, and the several asylum funds, and declaring an emergency," with engrossed rider.

House Bill No. 454, A bill to be entitled "An Act to amend Article 4804 of Chapter 5, of Title 71, of the Revised Civil Statutes of Texas of 1911, authorizing mutual assessment accident insurance companies to place admission fees of not exceeding \$3.00 each in the expense fund, and providing that such admission fee may also apply as a credit on the initial premium; and adding Article 4808a, authorizing corporations existing or hereafter organized under this chapter to engage in the business, on the assessment plan, of insuring against disability resulting from sickness or disease, and to pay a funeral benefit of not exceeding \$100 on account of death of a member resulting from sickness or disease, and declaring an emergency."

House Bill No. 573, A bill to be entitled "An Act creating the Ore City Independent School District, situated in Upshur, Marion and Harrison Counties; defining its metes and bounds; vesting it with the rights, powers, duties and privileges of districts incorporated for school purposes only under the General Laws; providing for a board of trustees therefor, and declaring an emergency."

House Bill No. 603, A bill to be entitled "An Act to amend Chapter 21 of the Local and Special Laws of the Regular Session of the Thirty-first Legislature, as amended by Chapter 29 of the Local and Special Laws of the Regular Session of the Thirty-second Legislature, as amended by Chapters 152 and 153 of the Local and Special Laws of the Regular Session of the Thirty-third Legislature, which Act, as so amended, creates a special road system for Williamson County by providing that it shall be unlawful for the owner or lessees of property abutting upon any public road of said county to permit weeds, bushes, or other growth which might obstruct the view of travelers to grow upon the space between the property line of the premises owned or occupied by him and the traveled portion of

the road, and prescribing a penalty for a failure to comply with this provision of the law, and declaring an emergency," with engrossed rider.

House bill No. 611, A bill to be entitled, "An Act to amend Article 1003, Chapter 10, Title 22, of the Revised Civil Statutes of Texas, 1911, so as to provide for the condemnation of private property in order to establish a dumping ground for garbage for an incorporated city or town."

House Bill No. 615, A bill to be entitled "An Act to amend Chapter 8, Articles 3049 and 3050 of the Revised Statutes of Texas, 1911, relating to election contests."

House Bill No. 631, A bill to be entitled "An Act to amend Article 318, Chapter 1, Title 12, Revised Civil Statutes of Texas 1911, providing for granting of license for the practice of law to lawyers immigrating to the State of Texas from any other State in the United States, and declaring an emergency."

House Bill No. 654, A bill to be entitled "An Act to create a more efficient road system for Lavaca County, and making the county commissioners of said county road commissioners, prescribing their powers and duties as such, and requiring each commissioner to enter into a one thousand (\$1,000) dollar bond as road commissioner, providing that any of such commissioners may appoint a deputy road commissioner, who shall execute a bond, and providing for compensation to be paid such deputy road commissioner; and providing that no commissioner shall be allowed any compensation as road commissioner when such a deputy road commissioner is appointed, etc., and declaring an emergency."

House Bill No. 661, A bill to be entitled "An Act to amend Chapter 5, Section 14, of the Local and Special Laws of the Regular Session of the Thirty-third Legislature, which was approved February 11, 1913, relating to the road system of San Jacinto County, Texas, so as to define the compensation and duties of road commissioners, and declaring an emergency."

House Bill No. 667, A bill to be entitled "An Act to increase the limits of the Aransas Pass Independent School District."

House Bill No. 271, A bill to be entitled "An Act to amend Articles

205 and 206, of Subdivision D, of Title 10, Chapter 3, Revised Statutes of 1911, relating to the qualifications of the board of trustees and the Superintendent of the Confederate Home."

House Bill No. 278, A bill to be entitled "An Act requiring section foremen and section hands of any railroad company in this State to take a description, giving marks, brands, color and apparent age of any animal killed or found dead upon the roadbed or right of way of such railroad company before burying or otherwise disposing of the carcass, and to transmit such written description to the county clerk of the county in which said animal is found or killed within ten days from the date of such finding or killing, and requiring the county clerk to file and keep a record of same, and providing a penalty."

House Bill No. 280, A bill to be entitled "An Act to define and fix the qualifications of all voters, who may desire to vote at any election held in this State, where the question to be voted on is in the nature of a proposition to issue bonds for any purpose, by any county, or subdivision of any county, or any city or town, or subdivision thereof, within the State of Texas."

House Bill No. 285, A bill to be entitled "An Act to amend Articles 3971, 3972 and 3973, of Chapter 1, Title 62, of the Revised Civil Statutes of Texas, 1911, relating to sales of merchandise in bulk so as to include the fixtures, pertaining to the conduct of such business and to make the purchaser or transferee, who shall not conform to the provisions of the Act, upon the application of any creditor or seller or transferer, a receiver of said goods, wares and merchandise and fixtures that have thus come into his possession."

House Bill No. 347, A bill to be entitled "An Act to validate the charters and amendments to charters and the incorporation of the cities of Ennis, Marshall, Houston, El Paso, Dallas, Beaumont, Waco, McKinney, Terrell, Galveston, Taylor, Corsicana, Amarillo, Houston Heights, Bonham, Denton, Mineral Wells, Sweetwater, Wichita Falls, San Antonio, Brownwood, Orange, Belton and Cleburne, adopted and amended by such cities since the enactment of Chapter 147, page 307, of the Acts

of the Regular Session of the Thirty-third Legislature.

House Bill No. 415, A bill to be entitled "An Act establishing county free libraries, circulating libraries, branch libraries for the rural districts, and rural high school district libraries in the State of Texas; providing for the selection of librarians for each and all of the libraries herein established; providing for the consolidation and co-operation of city and county libraries; providing that where city libraries are already established any county may, on satisfactory arrangement with the proper authorities, co-operate with and receive assistance from said city libraries; providing for the maintenance of said libraries; providing for the co-operation of the libraries provided under Chapter 122 of the Regular Session of the Legislature of Texas, 1913, providing for farmers' county public libraries; providing for the establishment of said libraries; providing rules, regulations and other matters concerning the operation, co-operation, establishment and maintenance, the selection of librarians and trustees, and any and all matters and things and officers in connection with said libraries, and declaring an emergency."

House Bill No. 459, A bill to be entitled "An Act to amend Article 1950 of the Revised Civil Statutes of 1911, relating to cases brought up from inferior courts so as to provide that new parties may be made after said cases have been brought up from inferior courts, and declaring an emergency."

House Bill No. 521, A bill to be entitled "An Act to amend Article 1460 of Chapter 2, Title 29, of the Revised Civil Statutes of the State of Texas of 1911, providing for the appointment of county auditors in counties containing a city of twenty thousand population."

House Bill No. 583, A bill to be entitled "An Act to amend Article 5118, Title 75, Chapter 1, of the Revised Civil Statutes of Texas, 1911, so as to exempt from jury service all presidents, vice-presidents, local managers, office clerks and plant employees of telephone companies."

House Bill No. 608, A bill to be entitled "An Act to authorize the commissioners courts of the several counties of Texas to create and establish levee improvement districts with authority to construct and

maintain levees and other improvements on rivers, creeks and streams, to prevent overflows, with or without issuance of bonds and levy of taxes; providing for preliminary report and estimate on such improvements by the State Reclamation Engineer; declaring all such districts bodies corporate and prescribing the method of organization and management thereof; providing for an election for issuance of bonds and levy of taxes when desired and for further elections for additional bond issues and the method of issuance, approval, registration and sale of such bonds, dependent upon written approval of plans by the State Reclamation Engineer; prescribing the duties, powers, compensation, terms of office, oath, bond and other requirements of all the officers and engineers of such districts, including the powers and duties of the State Reclamation Engineer relative thereto; requiring approval by the State Reclamation Engineer of all plans and surveys for such districts and for filing of complete copies of all maps, plans and estimates with him; prescribing method of appeal from the decisions of the State Reclamation Engineer, and penalties for disregard of such decisions; providing that suits may be brought by the Attorney General at the request of the State Reclamation Engineer to enjoin the construction and maintenance of such improvements; authorizing the levy, assessment and collection of taxes to provide for the payment of the district bonds and the interest thereon, and fixing tax liens and penalties; granting the right of eminent domain to such levee improvement districts, and authorizing the supervisors thereof to acquire by purchase, gift, grant or condemnation, title to any right of way or other property and levees and other improvements which may previously have been constructed in such districts; making it a penal offense for any person wilfully to prevent the district officers or their assistants or the State Reclamation Engineer or his deputies, from entering upon any lands or waters for the purpose of carrying out the provisions of this Act, and providing a penalty therefor; creating other penal offenses and providing penalties therefor, under this Act; authorizing the commissioners court to levy, assess and collect taxes for the

maintenance of the improvements in such districts; authorizing the sale or lease of the property of such levee improvement districts, and generally authorizing the commissioners courts and the district supervisors to do all things necessary for the establishment and maintenance of such districts and for the construction and maintenance of levees and other improvements, according to the provisions of this Act; providing that this Act shall not be construed to repeal any drainage or irrigation law of this State; declaring all levee improvement district bonds valid and complete obligations; validating bonds issued by districts heretofore organized; repealing Chapter 85, General Laws, Thirty-first Legislature, Regular Session, entitled 'An Act to authorize the commissioners courts of the several counties in Texas to create and establish improvement districts to prevent overflows and to construct and maintain levees and other improvements on rivers, creeks and streams to prevent overflows, etc., etc., and declaring an emergency,' and repealing all other laws and parts of laws in conflict with the provisions of this Act, and declaring an emergency."

House Bill No. 286, A bill to be entitled "An Act providing that an election may be held in certain common and independent school districts to determine whether or not a majority of the legally qualified property taxpaying voters desire that text-books required by pupils within the scholastic age attending school in said district shall be furnished to said pupils by the school trustees of said district free of charge and be paid for out of local tax funds; providing the manner and method of holding such elections and of declaring results; prescribing the duties of school trustees with reference to purchasing and paying for free text-books; providing that this Act shall not be construed to violate the provisions of Article 2772, Chapter 12, Title 48, of the Revised Civil Statutes of Texas, 1911; and declaring an emergency."

House Bill No. 297, A bill to be entitled "An Act to Amend Chapter 1, Title 125, of the Revised Statutes (1911), relating to the purchase of supplies for public institutions, and the State Purchasing Agent, by amending Articles 7325, 7327, 7333, 7335, 7336 and 7337, and providing

for the repeal of Chapter 2 of this title, and of all laws in conflict therewith."

House Bill No. 300, A bill to be entitled "An Act to amend Article 1033, Chapter 14, Title 22, Revised Civil Statutes of the State of Texas, 1911, providing that towns and villages containing more than four hundred and less than ten thousand inhabitants may be incorporated as a town or village in the manner prescribed in said Chapter 14, and declaring an emergency."

House Bill No. 309, A bill to be entitled "An Act to amend Subdivision 24 of Article 5049, Chapter 1, Title 104, of the Revised Civil Statutes of 1895, of the State of Texas, known as Section 15 of Article 7355, Chapter 1, Title 126, of the Revised Civil Statutes of 1911 of the State of Texas, and to prescribe a tax for menageries, wax works, side shows and exhibitions."

House Bill No. 330, A bill to be entitled "An Act to amend Article 4624, Chapter 32, of the General Laws of the Thirty-third Legislature of Texas, passed at the Regular Session thereof, being 'An Act to amend Articles 4621, 4622 and 4624, Title 68, Chapter 3, of the Revised Statutes of Texas, 1911, concerning the marital rights of parties, defining separate and community property of the husband and wife, conferring upon the wife the power to make contracts, authorizing suits on such contracts, giving the wife control over her separate property, placing limitations upon such control, giving her control over the rents from her separate real estate, interest on bonds and notes, and dividends on stock owned by her, and over her personal earnings, exempting the same from debts contracted by the husband, providing that the joinder of the husband shall be necessary to a conveyance of encumbrance of the wife's lands, bonds and stocks, except that upon the order of the district court she may convey the same without the joinder of her husband; repealing Article 4625, Title 68, Chapter 3, of the Revised Statutes of Texas, 1911, and all other laws and parts of laws in conflict herewith, and declaring an emergency."

House Bill No. 444, A bill to be entitled "An Act amending Section 1430, Revised Criminal Statutes of 1911, relating to fraudulent disposition of mortgaged property, and pro-

viding penalties for violation of the provisions thereof," with engrossed rider.

House Bill No. 465, A bill to be entitled "An Act to amend Title 124, Chapter 6, Revised Civil Statutes, 1911, by adding thereto Articles 7248a and 7252a, making it the duty of any sheriff or constable to impound any live stock running at large in violation of law, prescribing fees for impounding, providing for manner of disposing of same, and by amending Articles 7250, 7252 and 7253 to conform to such new articles, so as to read as hereinafter set forth."

House Bill No. 566, A bill to be entitled "An Act to amend Chapter 172, Sections 15, 19, 20, 21, 58, 59, 69, 70, 83, 85 and 97 of the General Laws of the State of Texas, passed at the Regular Session of the Thirty-third Legislature, relating to irrigation districts, and declaring an emergency."

House Bill No. 571, A bill to be entitled "An Act to validate the sales of public free school lands which were purchased on condition of settlement and residence during the month of June, 1901, and providing that proof be filed in the General Land Office, and declaring an emergency."

House Bill No. 591, A bill to be entitled "An Act to amend Chapter 173, Section 20, of the General Laws of the Thirty-third Legislature, being an Act relating to prospecting and developing minerals, and declaring an emergency."

House Bill No. 653, A bill to be entitled "A special law for the preservation of bass and other fish of the bass species, and of perch, sunfish and crapple, and other fish of the perch, sunfish and crappie species, in the following locality: In any water which is located in the valley of the Medina River from where the lower or diversion dam above the town of Castroville crosses the Medina River, in Medina County, Texas, to a point on the Medina River in Bandera County, Texas, which, by following the meanders of the Medina River upwards toward its source, shall constitute a distance of twenty-five miles, and in any of the waters which are impounded by the lower or diversion dams above the town of Castroville in Medina County, Texas, and in any of the waters that are impounded by the upper or main dam

in Medina County, Texas, which is located about four miles above said lower or diversion dam; and making it unlawful to catch and retain, or have possession of, any bass, other fish of the bass species weighing less than one pound, or to catch and retain, or have possession of, in any one day, a total aggregate of more than ten bass or other fish of the bass species, or to catch and retain, or have possession of, in any one day, a total aggregate of more than twenty perch, crappie or sunfish, or other fish of the perch, crappie or sunfish species, and making it unlawful to use a dowagiac or similar device for catching fish, during the months of March, April and May of any year, and making it unlawful to sell, offer for sale or buy any fish caught in any of said waters, and providing that the Special Act shall be cumulative of the General Laws of the State and not repeal same, and providing for a penalty for violation of said special law, and declaring an emergency, and fixing the venue of the prosecutions for violation of the law, and providing it shall not be unlawful to catch and retain more than twenty perch, to be used for bait, providing none of such perch so caught for bait are larger than two inches long."

House Bill No. 40, A bill to be entitled "An Act making it the duty of tax collectors and county attorneys to mail out notices to delinquent taxpayers; providing that failure to send out notices or publish delinquent list in paper shall make him responsible for uncollected taxes; providing that county attorney shall bring suit, and if he fails to do so he shall be held responsible for uncollected taxes; providing that the commissioners court shall see that the provisions of this Act are complied with, and declaring an emergency."

Respectfully,

W. R. LONG,

Chief Clerk, House of Representatives.

House Bills Referred.

The Chair (Lieutenant Governor Hobby) referred, after their captions had been read, the following House bills:

H. B. No. 271, referred to Committee on State Affairs.

H. B. No. 278, referred to Judiciary Committee No. 2.

H. B. No. 280, referred to Committee on Counties and County Boundaries.

H. B. No. 608, referred to Committee on State Affairs.

H. B. No. 285, referred to Judiciary Committee No. 1.

H. B. No. 286, referred to Committee on Educational Affairs.

H. B. No. 297, referred to Committee on State Affairs.

H. B. No. 330, referred to Judiciary Committee No. 1.

H. B. No. 40, referred to Judiciary Committee No. 1.

H. B. No. 347, referred to Committee on Towns and City Corporations.

H. B. No. 368, referred to Committee on Finance.

H. B. No. 300, referred to Committee on Towns and City Corporations.

H. B. No. 415, referred to Committee on State Affairs.

H. B. No. 442, referred to Committee on Public Lands and Land Office.

H. B. No. 444, referred to Judiciary Committee No. 2.

H. B. No. 591, referred to Committee on Finance.

H. B. No. 611, referred to Committee on Towns and City Corporations.

H. B. No. 615, referred to Committee on Privileges and Elections.

H. B. No. 397, referred to Judiciary Committee No. 1.

H. B. No. 309, referred to Committee on State Affairs.

H. B. No. 235, referred to Judiciary Committee No. 1.

H. B. No. 603, referred to Committee on Public Roads, Bridges and Ferries.

H. B. No. 573, referred to Committee on Educational Affairs.

H. B. No. 661, referred to Committee on Public Roads, Bridges and Ferries.

H. B. No. 653, referred to Judiciary Committee No. 2.

H. B. No. 667, referred to Committee on Educational Affairs.

H. B. No. 654, referred to Committee on Public Roads, Bridges and Ferries.

H. B. No. 459, referred to Judiciary Committee No. 1.

H. B. No. 454, referred to Committee on Insurance, Statistics and History.

H. B. No. 465, referred to Committee on Stock and Stock Raising.

H. B. No. 521, referred to Committee on State Affairs.

H. B. No. 571, referred to Committee on Public Lands and Land Office.

H. B. No. 566, referred to Committee on Mining and Irrigation.

H. B. No. 583, referred to Judiciary Committee No. 1.

H. B. No. 631, referred to Judiciary Committee No. 1.

H. B. No. 214, referred to Judiciary Committee No. 1.

H. B. No. 269, referred to Committee on Finance.

H. B. No. 226, referred to Committee on Educational Affairs.

H. B. No. 228, referred to Committee on Educational Affairs.

Bills and Resolutions.

(By unanimous consent.)

By Senator Hudspeth:

S. B. No. 426, A bill to be entitled "An Act creating Pecos Independent School District, in Reeves County, Texas; defining its boundaries; providing for a board of trustees therefor; vesting said district and said board of trustees thereof with such rights and duties as are vested in such school districts, and such boards of trustees thereof, incorporated for free school purposes only, under the general laws of the State of Texas; providing for the disposition, management and control of funds now in the treasury to the credit of Common School Districts Nos. 1 and 6, respectively, of Reeves County, Texas, and declaring an emergency."

The bill was read first time and referred to Committee on Educational Affairs.

Simple Resolution No. 135.

(By unanimous consent.)

By Senator Johnson:

I move that the Senate go into executive session for the confirmation of nominations of notaries, which may be submitted by the Governor on Thursday, March 18, at 2:30 p. m.

The resolution was read and adopted.

Senate Bill No. 60.

Senator Wiley asked unanimous consent to take up S. B. No. 60, but there was objection, and

Senator Wiley moved to take up S. B. No. 60, which was on the table subject to call.

Senator Lattimore made the point of order that a bill could not be called up by a majority vote and displace pending business under a special order.

Senator Wiley moved to suspend the pending business for this hour and take up for consideration S. B. No. 60, and that pending business be not displaced on account of the consideration of this bill.

The motion was adopted by the following vote:

Yeas—16.

Astin.	King.
Bailey of DeWitt.	McCollum.
Bailey of Harris.	McGregor.
Bee.	Robbins.
Brelsford.	Smith.
Clark.	Suiter.
Darwin.	Townsend.
Hall.	Wiley.

Nays—8.

Conner.	Johnson.
Gibson.	Lattimore.
Harris.	Nugent.
Henderson.	Parr.

Present—Not Voting.

Cowell.	McNealus.
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Absent.

Harley.	Page.
Hudspeth.	Westbrook.
Morrow.	

The Chair laid before the Senate, on second reading,

S. B. No. 60, A bill to be entitled "An Act to provide for the examination of the books, accounts, records, letters, documents, paper, securities, and count the cash of all State institutions and departments, and of all State, district and county and precinct offices in this State; defining the duties of Comptroller of Public Accounts and of certain State, district, county and precinct officers; providing for the appointment of special agents, and prescribing qualifications, and providing for the payment of expenses; fixing salaries; providing for the collection of moneys in

certain instances; providing penalties; making an appropriation, repealing laws, and declaring an emergency."

Senator Wiley offered the following amendment, which was read and adopted:

Amend the bill, page 3, line 20, by striking out the word "fifty" and insert the word "ten" and strike out the word "four," in line 22, page 3, and insert the word "two."

Executive Session.

The Chair here announced that the hour, 12 o'clock noon, had arrived, which time the Senate had designated to hold its executive session, and directed that the chamber be cleared of all not entitled to remain.

In executive session the following confirmations were made:

To be members of the State Board of Veterinary Medical Examiners, Dr. Roy W. Rutherford, Dr. J. S. Spikes, Dr. Ben F. Green, Dr. W. N. Mateer, Dr. R. V. Taylor, Dr. E. C. Smotherman and Dr. E. J. Jarrell.

IN THE SENATE.

Recess.

On motion of Senator McNealus, the Senate, at 12:15 o'clock p. m., recessed until 2:30 o'clock today.

After Recess.

(Afternoon Session.)

The Senate was called to order by Lieutenant Governor Hobby.

Message From the House.

Hall of the House of Representatives,
Austin, Texas, March 15, 1915.

Hon. W. P. Hobby, President of the Senate.

Sir: I am directed by the House to inform the Senate that the House has passed the following bills:

H. B. No. 505, A bill to be entitled "An Act to amend Chapter 4, Title 58, of the Revised Civil Statutes of 1911, as amended by an Act passed at the Regular Session of the Thirty-third Legislature, relating to the

compensation and duties of certain county and district officials, and declaring an emergency."

H. C. R. No. 18, granting Judge Charles F. Spencer leave of absence from the State.

H. C. R. No. 19, relating to invitation of Prairie View Normal School Chorus Club.

Respectfully,

W. R. LONG,
Chief Clerk House of Representatives.

House Bills Referred.

The Chair (Lieutenant Governor Hobby) referred, after its caption had been read, the following House bill:

H. B. No. 505, referred to Judiciary Committee No. 2.

House Concurrent Resolution No. 18.

The Chair laid before the Senate, H. C. R. No. 18, a resolution granting Hon. Charles F. Spencer, Judge of the Sixteenth Judicial District, a leave of absence from the State.

The resolution was read and adopted.

House Concurrent Resolution No. 19.

The Chair laid before the Senate, H. C. R. No. 19, relating to invitation of Prairie View Normal School Chorus Club to appear in House.

The resolution was read and adopted.

Senate Bill No. 60.

(Pending business.)

Action recurred on the pending business, S. B. No. 60, and Senator Conner offered the following amendment:

Amend the bill, page 1, by striking out all after the word "precinct," in line 23.

After discussion, Senator Lattimore moved the previous question on the amendment and the engrossment of the bill, which motion, being duly seconded, was so ordered.

The amendment was adopted by the following vote:

Yeas—15.

Astin. Bee.
Bailey of DeWitt. Conner.

Gibson.	McNealus.
Harris.	Nugent.
Henderson.	Page.
Hudspeth.	Parr.
Johnson.	Suiter.
McCollum.	

Nays—7.

Bailey of Harris.	Hall.
Clark.	Smith.
Cowell.	Wiley.
Darwin.	

Absent.

Harley.	Robbins.
King.	Townsend.
McGregor.	Westbrook.
Morrow.	

Pairs Recorded.

Senator Lattimore (present), who would vote "yea"; Senator Brelsford (absent), who would vote "nay."

The bill, having been read second time, was passed to engrossment by the following vote:

Yeas—13.

Astin.	Hall.
Bailey of DeWitt.	McNealus.
Bailey of Harris.	Smith.
Brelsford.	Suiter.
Clark.	Townsend.
Cowell.	Wiley.
Darwin.	

Nays—12.

Bee.	Johnson.
Conner.	Lattimore.
Gibson.	Nugent.
Harris.	Page.
Henderson.	Parr.
Hudspeth.	Robbins.

Absent.

Harley.	McGregor.
King.	Morrow.
McCollum.	Westbrook.

Senator Wiley moved that the constitutional rule requiring bills to be read on three several days be suspended and S. B. No. 60 put on its third reading and final passage.

The motion was lost by the following vote, a four-fifths vote being necessary:

Yeas—13.

Astin.	Brelsford.
Bailey of DeWitt.	Clark.
Bailey of Harris.	Cowell.

Darwin.	Suiter.
Hall.	Townsend.
McNealus.	Wiley.
Smith.	

Nays—11.

Bee.	Johnson.
Conner.	Lattimore.
Gibson.	Page.
Harris.	Parr.
Henderson.	Robbins.
Hudspeth.	

Absent.

Harley.	Morrow.
King.	Nugent.
McCollum.	Westbrook.
McGregor.	

Senate Joint Resolution No. 18.

(By unanimous consent.)

The Chair laid before the Senate, on second reading,

S. J. R. No. 18, Proposing and submitting to a vote of the people of Texas an amendment to Sections 52, of Article 3, of the Constitution, authorizing the issuance of bonds for public improvements, and the levying of a tax to pay the interest and sinking fund on same, and for maintenance.

The committee report was adopted.

The resolution was read second time, and Senator Darwin offered the following amendment, which was read and adopted.

Amend the resolution, Section 2, by adding before the "A. D. 1915" the words "Fourth Saturday in July."

The resolution was passed to engrossment.

Senate Bill No. 282.

(By unanimous consent.)

The Chair laid before the Senate, on second reading,

S. B. No. 282, A bill to be entitled "An Act to amend Title 25, Chapter 2, Article 1121, Subdivision 16, Revised Statutes of Texas, 1911, providing for the creation of private corporations for the establishment and maintenance of all companies with authority to contract for, lease and purchase the right to prospect for, develop and use coal and other minerals, by adding thereto the right to contract for the lease and purchase

of the right to prospect for, develop and use gas, and declaring an emergency."

The bill was laid before the Senate, read time and passed to engrossment.

To Consider Local Bills.

Senator Gibson offered the following motion in writing:

I move that at the night session beginning at 8 o'clock tonight the Senate consider only local and uncontested bills.

The motion was adopted.

Senate Bill No. 166.

(Special order.)

The Chair laid before the Senate, on second reading and special order,

S. B. No. 166, A bill to be entitled "An Act to compel any corporation which discharges any employe to give such employe a detailed written statement of its reasons for so doing; to prevent such employer from giving any other reason; prescribing penalties, and declaring an emergency."

Senator Hall offered the following amendment:

Amend Senate Bill No. 166, by striking out all of Section 3 and inserting in lieu thereof the following:

"Any corporation which shall be guilty of violating any of the provisions of this Act shall be liable to the employe so dismissed or discharged for such damages as shall be sustained by such employe; said damages to be recovered in any court having jurisdiction to try the same."

Action recurred on the amendment, which was lost by the following vote:

Yeas—8.

Astin.	Hall.
Brelsford.	King.
Clark.	Parr.
Conner.	Wiley.

Nays—11.

Bailey of Harris.	Lattimore.
Bee.	McNealus.
Cowell.	Smith.
Darwin.	Suiter.
Henderson.	Townsend.
Hudspeth.	

Present—Not Voting.

Gibson.	Page.
Harris.	Robbins.

Absent.

Bailey of DeWitt.	McGregor.
Harley.	Morrow.
Johnson.	Nugent.
McCollum.	Westbrook.

Senator Lattimore offered the following amendment:

Amend bill by inserting word "railway" before the word "corporation" in the caption, and in line 2, Section 1 of the printed bill.

Senator Brelsford offered the following substitute for the amendment:

Amend the bill as follows: Add after words "of every" the following. "Persons, firms or."

Action recurred on the substitute, and the same was adopted by the following vote:

Yeas—14.

Astin.	Hall.
Bailey of Harris.	Harris.
Bee.	King.
Brelsford.	McCollum.
Clark.	Nugent.
Conner.	Page.
Cowell.	Parr.

Nays—10.

Darwin.	McNealus.
Henderson.	Smith.
Hudspeth.	Suiter.
Johnson.	Townsend.
Lattimore.	Wiley.

Present—Not Voting.

Robbins.

Absent.

Bailey of DeWitt.	McGregor.
Gibson.	Morrow.
Harley.	Westbrook.

Action recurred on the amendment, as substituted, which was then adopted by the following vote:

Yeas—14.

Astin.	Hall.
Bailey of Harris.	Harris.
Bee.	King.
Brelsford.	McCollum.
Clark.	Nugent.
Conner.	Page.
Cowell.	Parr.

Nays—11.

Darwin.	Robbins.
Henderson.	Smith.
Hudspeth.	Suiter.
Johnson.	Townsend.
Lattimore.	Wiley.
McNealus.	

Absent.

Bailey of DeWitt.	McGregor.
Gibson.	Morrow.
Harley.	Westbrook.

Senator Brelsford offered the following amendment:

Amend the bill by adding at end of Section 1, line 20, page 1, after word "discharged" the following:

"Provided that the measures of this Act shall not apply to persons, firms or corporations employing less than twenty-five persons."

Senator Hall moved to table the amendment, which motion to table was lost by the following vote:

Yeas—5.

Astin.	Robbins.
Cowell.	Wiley.
Hall.	

Nays—19.

Bailey of Harris.	King.
Bee.	Lattimore.
Brelsford.	McNealus.
Clark.	Nugent.
Conner.	Page.
Darwin.	Parr.
Harris.	Smith.
Henderson.	Suiter.
Hudspeth.	Townsend.
Johnson.	

Absent.

Bailey of DeWitt.	McGregor.
Gibson.	Morrow.
Harley.	Westbrook.
McCollum.	

The amendment was then adopted. Senator Hall offered the following amendment:

Amend the bill, page 1, line 11, by striking out all on line 11, page 1.

Laid on table subject to call.

Senator Lattimore offered the following amendment, which was read and adopted:

Amend the bill by adding Section 4a to read as follows:

Section 4a. If any port of this bill should be held to be unconstitutional such holding shall not invalidate the

entire bill, but only such section or part thereof as may be held unconstitutional.

Action recurred on the amendment by Senator Hall to strike out the enacting clause, and the same was lost by the following vote:

Yeas—9.

Astin.	King.
Brelsford.	Page.
Clark.	Parr.
Hall.	Wiley.
Harris.	

Nays—14.

Bailey of Harris.	Lattimore.
Bee.	McNealus.
Conner.	Nugent.
Cowell.	Robbins.
Darwin.	Smith.
Hudspeth.	Suiter.
Johnson.	Townsend.

Present—Not Voting.

Bailey of DeWitt.

Absent.

Gibson.	McGregor.
Harley.	Morrow.
Henderson.	Westbrook.
McCollum.	

The bill, having already been read, failed to pass to engrossment by the following vote:

Yeas—12.

Bailey of Harris.	McNealus.
Bee.	Nugent.
Darwin.	Robbins.
Hudspeth.	Smith.
Johnson.	Suiter.
Lattimore.	Townsend.

Nays—13.

Astin.	Harris.
Brelsford.	Henderson.
Clark.	King.
Conner.	Page.
Cowell.	Parr.
Gibson.	Wiley.
Hall.	

Absent.

Bailey of DeWitt.	McGregor.
Harley.	Morrow.
McCollum.	Westbrook.

Senator Wiley moved to reconsider the vote by which S. B. No. 166 failed of engrossment and table the motion to reconsider.

Senator Lattimore moved as a substitute that the motion be reconsidered and spread on the Journal. The substitute motion was lost. The motion to table prevailed.

Senate Bill No. 104.

Senator Henderson asked unanimous consent to take up S. B. No. 104, but there was objection, and Senator Hudspeth moved that the pending order, S. B. No. 261, be suspended for the purpose of taking up S. B. No. 104, which motion was adopted.

The Chair laid before the Senate, on second reading,

S. B. No. 104, A bill to be entitled "An Act to regulate the acquisition cost of fire insurance companies not organized under the laws of the State of Texas, and seeking to secure a permit under the laws of the State of Texas to do the business of fire insurance in said State, and providing a penalty for the violation thereof, and declaring an emergency."

(President Pro Tem Nugent in the chair.)

The committee report, with favorable substitute for the bill, was adopted.

(Senator Cowell in the chair.)

Senator Gibson offered the following amendment, which was read and adopted:

Amend the bill, page 3, line 24, by striking out the words "thirteen per cent" and inserting in lieu thereof "fifteen per cent," and in line 28 by striking out the words "fourteen per cent" and inserting in lieu thereof "ten per cent" and by striking out all after the word "contingent" in line 28 and before the word "and" in line 29.

Senator Clark offered the following amendment:

Amend the bill by striking out all of line 15, page 3 (enacting clause).

On motion of Senator Henderson, the amendment was tabled.

Senator Gibson offered the following amendment:

Amend the bill by striking out Sections 2, 3 and 4.

Pending discussion, Senator Brelsford moved the previous question on the amendment and the engrossment of the bill, which motion was seconded and so ordered.

The amendment was lost by the following vote:

Yeas—9.

Bailey of DeWitt.	Gibson.
Bee.	Harris.
Clark.	Robbins.
Conner.	Suiter.
Darwin.	

Nays—16.

Brelsford.	McCollum.
Cowell.	McNealus.
Hall.	Nugent.
Henderson.	Page.
Hudspeth.	Parr.
Johnson.	Smith.
King.	Townsend.
Lattimore.	Wiley.

Absent.

Astin.	McGregor.
Bailey of Harris.	Morrow.
Harley.	Westbrook.

The bill, having already been read second time, was passed to engrossment by the following vote:

Yeas—18.

Brelsford.	McCollum.
Conner.	McNealus.
Darwin.	Nugent.
Gibson.	Page.
Harris.	Parr.
Henderson.	Robbins.
Hudspeth.	Smith.
Johnson.	Suiter.
Lattimore.	Townsend.

Nays—7.

Bailey of DeWitt.	Hall.
Bee.	King.
Clark.	Wiley.
Cowell.	

Absent.

Astin.	McGregor.
Bailey of Harris.	Morrow.
Harley.	Westbrook.

Recess.

On motion of Senator Clark, the Senate, at 6:25 o'clock p. m., recessed until 8 o'clock tonight.

After Recess.

(Night Session.)

The Senate was called to order by Lieutenant Governor Hobby.

Senate Bill No. 390.

(By unanimous consent.)

The Chair laid before the Senate, on second reading,

S. B. No. 390, A bill to be entitled "An Act to establish standard and uniform containers for vegetables, produce and fruit; providing penalties for violation of this Act, and declaring an emergency."

The committee report, with amendments, was adopted.

The bill was read second time and passed to engrossment.

On motion of Senator Townsend, the constitutional rule requiring bills to be read on three several days was suspended and S. B. No. 390 put on its third reading and final passage by the following vote:

Yeas—22.

Astin.	Johnson.
Bailey of DeWitt.	King.
Bailey of Harris.	McCollum.
Bee.	McGregor.
Clark.	McNealus.
Conner.	Nugent.
Cowell.	Parr.
Gibson.	Robbins.
Harris.	Smith.
Henderson.	Suiter.
Hudspeth.	Townsend.

Absent.

Brelsford.	Morrow.
Darwin.	Page.
Hall.	Westbrook.
Harley.	Wiley.
Lattimore.	

The bill was laid before the Senate, read third time, and passed by the following vote:

Yeas—21.

Astin.	King.
Bailey of DeWitt.	McCollum.
Bee.	McNealus.
Clark.	Nugent.
Conner.	Parr.
Cowell.	Robbins.
Gibson.	Smith.
Harris.	Suiter.
Henderson.	Townsend.
Hudspeth.	Wiley.
Johnson.	

Present—Not Voting.

Bailey of Harris.

Absent.

Brelsford.	Darwin.
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Hall.	Morrow.
Harley.	Page.
Lattimore.	Westbrook.
McGregor.	

Senator Townsend moved to reconsider the vote by which S. B. No. 390 was passed and table the motion to reconsider.

The motion to table prevailed.

Senate Bill No. 104.

On motion of Senator Henderson, the constitutional rule requiring bills to be read on three several days was suspended and S. B. No. 104 put on its third reading and final passage by the following vote:

Yeas—21.

Astin.	Hudspeth.
Bailey of DeWitt.	Johnson.
Bailey of Harris.	King.
Bee.	McCollum.
Brelsford.	McNealus.
Clark.	Nugent.
Conner.	Parr.
Cowell.	Robbins.
Gibson.	Suiter.
Harris.	Townsend.
Henderson.	

Absent.

Darwin.	Morrow.
Hall.	Page.
Harley.	Smith.
Lattimore.	Westbrook.
McGregor.	Wiley.

The bill was laid before the Senate, read third time, and passed by the following vote:

Yeas—16.

Astin.	King.
Brelsford.	McNealus.
Conner.	Nugent.
Gibson.	Parr.
Harris.	Robbins.
Henderson.	Smith.
Hudspeth.	Suiter.
Johnson.	Townsend.

Nays—4.

Bailey of DeWitt.	Clark.
Bee.	Cowell.

Present—Not Voting.

Bailey of Harris.

Absent.

Darwin.	McGregor.
Hall.	Morrow.
Harley.	Page.
Lattimore.	Westbrook.
McCollum.	Wiley.

Senator Henderson moved to reconsider the vote by which S. B. No. 104 was passed and table the motion to reconsider.

The motion to table prevailed.

Senate Bill No. 286.

(By unanimous consent.)

The Chair laid before the Senate, on second reading,

S. B. No. 286, A bill to be entitled "An Act amending Article 7138, Chapter 2, Title 123, of the Revised Civil Statutes of the State of Texas, 1911, relative to the appointment of a deputy by constables in cities and towns of fifteen hundred or more inhabitants, repealing all laws and parts of laws in conflict herewith, and declaring an emergency."

Senate Bill No. 192.

(By unanimous consent.)

The Chair laid before the Senate, on third reading,

S. B. No. 192, A bill to be entitled "An Act amending Articles 627, 628, 629, 630 and 631 of Chapter 2, Title 18, Revised Civil Statutes of 1911, relating to the issuance of bonds for the purpose of constructing and maintaining and operating macadamized, graveled or paved roads and turnpikes, or in aid thereof, so as to provide for the revocation and cancellation of unsold bonds by popular vote, in the same manner as such bonds may originally have been provided, and declaring an emergency."

The bill was laid before the Senate, read third time, and passed.

Senator Nugent moved to reconsider the vote by which S. B. No. 192 was passed and table the motion to reconsider.

The motion to table prevailed.

Senate Bill No. 286.

(Pending business.)

Action recurred on S. B. No. 286.

The bill was read second time and passed to engrossment.

On motion of Senator Conner, the constitutional rule requiring bills to be read on three several days was suspended and S. B. No. 286 put on its third reading and final passage by the following vote:

Yeas—24.

Astin.	Henderson.
Bailey of DeWitt.	Hudspeth.
Bailey of Harris.	Johnson.
Bee.	King.
Brelsford.	McGregor.
Clark.	McNealus.
Conner.	Nugent.
Cowell.	Page.
Darwin.	Parr.
Gibson.	Smith.
Hall.	Suiter.
Harris.	Townsend.

Nay—1.

Robbins.

Absent.

Harley.	Morrow.
Lattimore.	Westbrook.
McCollum.	Wiley.

The bill was laid before the Senate, read third time and passed.

Senator Conner moved to reconsider the vote by which S. B. No. 286 was passed and table the motion to reconsider.

The motion to table prevailed.

Senate Bill No. 230.

(By unanimous consent.)

The Chair laid before the Senate, on second reading, S. B. No. 230.

(The bill was read second time March 5, amended and laid on the table subject to call.)

S. B. No. 230, A bill to be entitled "An Act regulating the sale of and defining agricultural planting seed, providing a standard of purity for such seeds, requiring their proper labeling, prohibiting adulteration unless so labeled, providing for the collection of samples and their examination, designating an officer for the enforcement of the law, providing for the expense and enforcement of the law, and fixing penalties for its violation."

Senator Darwin offered the following amendments, which were read

and adopted, being acted on separately:

2. Amend the bill by adding to Section 1 the words "and sold for planting purposes."

3. Amend Section 1, lines 16 to 22, inclusive, by striking out all the section after the words "seed of," in line 16, and inserting in lieu thereof the following:

"corn, barley, oats, rice, rye, wheat, Kaffir, milo, feteria, and other grain, sorghums and forage sorghums, millet, Texas blue grass, Colorado grass, Bermuda grass, Johnson grass, Sudan grass, Rescue grass, Lespedeza, burr clovers, crimson clover, sweet clovers, alfalfa, soy beans, vetch, cowpea, peanut, cotton, rape, broom corn, bean, lettuce, radish, cabbage, cauliflower, spinach, beet, onion, turnip, watermelon, muskmelon and cantaloupe, used for planting purposes in this State, whether in bags, boxes or other containers, or in bulk, in quantities of five pounds or more."

4. Amend Section 2, line 26, by inserting after the word "distribution" the following:

"or held in storage."

5. Amend Section 2, page 2, line 1, by striking out the words "Section 5 of."

6. Amend Section 2, page 2, line 3, by striking out the words "county and," and inserting in lieu thereof the words:

"State and part of."

7. Amend Section 8, page 6, line 12, by inserting after the words "of violators" the following paragraph:

"For the purpose of this Act the term 'importer' shall be taken to mean all such persons, firms or corporations who shall bring into the State, offer or expose for sale or distribution within the State, agricultural planting seed as defined in Section 1 of this Act, from without the State of Texas."

8. Amend Section 9, page 6, by inserting after line 26 the following paragraph:

"Any person who shall counterfeit or use a counterfeit of the inspection tax tag or tags prescribed by this Act, knowing the same to be counterfeit, or who shall use such tag or tags a second time after said tag or tags have once been attached to agricultural planting seed, shall be guilty of a misdemeanor, and on conviction thereof shall be fined in a sum not exceeding five hundred dollars, one-

half of which shall be paid to the informer, which fine may be doubled or tripled at each second or third conviction, and so on, progressively, for subsequent convictions."

9. Amend Section 4, page 3, line 8, by striking out the words "or adulterated."

10. Amend Section 4, page 3, line 11, by striking out the words "or adulterated."

11. Amend Section 4, page 3, line 12, by striking out the words "that it is mixed seed and."

12. Amend Section 4, page 3, line 13, by adding after the words "seed contained," the following:

"and plainly labeled 'mixed seed.'"

13. Amend Section 5, page 4, line 1, by adding after the words "Fields Conditions Unknown" the following: "provided that in the case of seed of bean, lettuce, radish, cabbage, cauliflower, spinach, beet, onion, turnip, watermelon, muskmelon and cantaloupe, which was not grown in Texas, the variety named on the label may be based on the name on the invoice or invoices when no visible varietal distinguishing characters appear in or on the seed."

14. Amend Section 8, page 5, line 13, by striking out the words "Act, and," and inserting in lieu thereof the following:

"Act. Provided that whenever authorized by the said director of Texas Agricultural Experiment Station, feed inspectors or other employes of the Station, may act as seed inspectors under the provisions of this Act, and that the said director of said experiment station may apportion the expenses and compensation of said inspectors between the several funds and allotments under which said inspectors may be jointly working. And said Director of Texas Agricultural Experiment Station."

15. Amend Section 8, page 5, line 11, by inserting after the word "shall" the following:

"designate one of the properly qualified officers of said Texas Agricultural Experiment Station, to have immediate supervision of the enforcement of the provisions of this Act, and he shall."

16. Amend Section 8, page 6, by inserting after line 3, the following paragraph:

"Before any agricultural planting seed, as defined in Section 1 of this Act, is sold, offered or exposed for sale or distribution, the seedsman,

importer, agent or dealer who caused the same to be sold, offered or exposed for sale or distribution in the State of Texas for use within this State, shall for each and every kind and grade of agricultural planting, file with the Director of the Texas Agricultural Experiment Station a statement containing the information required on the label, provided for in Section 2 of this Act, and shall deposit with said Director, for each seed season, a sealed package, glass jar or bottle, containing not less than four ounces of the agricultural planting seed to be sold, offered or exposed for sale or distribution, accompanied by an affidavit or certified statement that it is a fair average sample thereof and corresponds to the lot or stock or grade of agricultural planting seed which it represents. For the purpose of this Act the statement shall be considered filed, and the sample deposited, when they are mailed under registry, or are expressed to the Director of the said Texas Agricultural Experiment Station."

17. Amend Section 10, page 7, by striking out the entire section and inserting in lieu thereof the following:

"Section 10. For the purpose of defraying expenses connected with the inspection and analysis of agricultural planting seed, and carrying out the intent of the provisions of this Act, and before any lot, bag, parcel or package of agricultural planting seed as defined in Section 1 of this Act shall be sold, offered or exposed for sale or distribution in the State of Texas, the seedsman, importer, agent or dealer selling, offering or exposing for sale or distribution such agricultural planting seed shall pay to the Texas Agricultural Experiment Station an inspection of tax of one-half cent for each unit of twenty-five pounds or fraction thereof, and shall affix to each and every lot sold, offered or exposed for sale or distribution, whether in bulk, bags, parcels, packages or other containers, a tag or tags furnished by the Director of Texas Agricultural Experiment Station stating that all fees specified by this Act have been paid; provided, that all packages, parcels, bags or other containers of agricultural planting seed contained within packages, parcels, bags or other containers shall for the purposes of this Act

be considered as separate and distinct lots of seed and shall be tagged as herein provided. The label provided for in Section 2 of this Act shall be on the reverse side of the tax tag herein provided. All fees and collections of whatsoever character accruing from the operation of this Act shall be deposited in the State Treasury by the Director of Texas Agricultural Experiment Station at the end of each calendar month; these deposits to be known as the "Texas Pure Seed Fund," and shall be subject to withdrawal from the State Treasury by warrant issued upon properly executed voucher claims presented and approved by the director of Texas Agricultural Experiment Station or an assistant designated by him in writing, on farms prescribed by said Director, for the expense of maintaining the seed laboratory and enforcing the provisions of this Act. And any other funds expended under authority of this Act shall be disbursed in like manner. A complete statement of receipts and disbursements under authority of this Act shall be made by the Director of Texas Agricultural Experiment Station in his annual report."

The bill was ordered engrossed, but the vote was reconsidered.

Senator Darwin offered the following amendments, which were read and adopted, being acted on separately:

18. The fact that there is now no law governing this question, and that many injustices are being practiced makes it an imperative public necessity that the constitutional rule requiring bills to be read on three several days be suspended, and the same is hereby suspended, and this Act shall take effect and be in force from and after its passage, and it is so enacted.

Amend the bill by adding to the caption the words "and declaring an emergency."

The bill was read second time and passed to engrossment.

On motion of Senator Darwin, the constitutional rule requiring bills to be read on three several days was suspended and S. B. No. 230 put on its third reading and final passage by the following vote:

Yeas—24.

Astin.	Bee.
Bailey of DeWitt.	Brelsford.
Bailey of Harris.	Clark.

Conner.	King.
Cowell.	McNealus.
Darwin.	Page.
Gibson.	Parr.
Hall.	Robbins.
Harris.	Smith.
Henderson.	Suiter.
Hudspeth.	Townsend.
Johnson.	Wiley.

Absent.

Harley.	Morrow.
Lattimore.	Nugent.
McCollum.	Westbrook.
McGregor.	

The bill was laid before the Senate, read third time, and passed.

Senator Astin moved to reconsider the vote by which S. B. No. 230 was passed and table the motion to reconsider.

The motion to table prevailed.

House Bill No. 10.

(By unanimous consent.)

The Chair laid before the Senate, on second reading,

H. B. No. 10, A bill to be entitled "An Act to create a State Naval Militia."

The bill was read second time and passed to a third reading.

On motion of Senator Hall, the constitutional rule requiring bills to be read on three several days was suspended and H. B. No. 10 put on its third reading and final passage by the following vote:

Yeas—25.

Astin.	Johnson.
Bailey of DeWitt.	King.
Bailey of Harris.	Lattimore.
Bee.	McCollum.
Brelsford.	McNealus.
Clark.	Page.
Conner.	Parr.
Darwin.	Robbins.
Gibson.	Smith.
Hall.	Suiter.
Harris.	Townsend.
Henderson.	Wiley.
Hudspeth.	

Nays—1.

Cowell.

Absent.

Harley.	Nugent.
McGregor.	Westbrook.
Morrow.	

The bill was laid before the Senate, read third time and passed by the following vote:

Yeas—25.

Astin.	Johnson.
Bailey of DeWitt.	King.
Bailey of Harris.	Lattimore.
Bee.	McCollum.
Brelsford.	McNealus.
Clark.	Page.
Conner.	Parr.
Darwin.	Robbins.
Gibson.	Smith.
Hall.	Suiter.
Harris.	Townsend.
Henderson.	Wiley.
Hudspeth.	

Present—Not Voting.

Cowell.

Absent.

Harley.	Nugent.
McGregor.	Westbrook.
Morrow.	

Senator Hall moved to reconsider the vote by which H. B. No. 10 was passed and table the motion to reconsider.

The motion to table prevailed.

Senate Bill No. 394.

(By unanimous consent.)

The chair laid before the Senate, on second reading,

S. B. No. 394, A bill to be entitled "An Act to amend Articles, 7608, 7610 and 7618 of the Revised Civil Statutes of the State of Texas of 1911, relating to taxation, providing for maximum bond of tax collectors, and fixing the time for filing by tax collectors of their reports, and repealing all laws and parts of laws in conflict herewith."

The bill was read second time and ordered engrossed, but the vote was reconsidered.

Senator Gibson offered the following amendment, which was read and adopted:

Amend the bill, page 1, lines 20 and 21, by striking out "five hundred thousand dollars," and inserting in lieu thereof "fifty thousand dollars."

Senate Bill No. 289.

The Chair laid before the Senate, on third reading,

S. B. No. 289, A bill to be entitled "An Act creating an independent school district to be known as the Charco Independent School District, in Goliad County, and declaring an emergency."

The committee report was adopted.

Senator Bailey of DeWitt offered the following amendment, which was read and adopted:

Amend S. B. No. 289, by striking out in line 3, of Section 1, after the words "to wit," all of the field notes down to and including the words "fourteen thousand, four hundred and forty-three acres," and insert in lieu thereof the following:

"Beginning on the western bank of the Cabeza creek at the intersection of the Goliad and Karnes Counties boundary line, near the northern boundary of the Vivente Ramos original grant in conflict with an original grant in the name of Maria Jesus Y. Barbo; thence S. 51 W. with the boundary line between Karnes and Goliad Counties, across said M. J. Y. Barbo original grant, and across original grants in the names of Ramos Musquez and Victor Blanco at 9880 varas a stake on the northeastern bank of the San Antonio river, on the land of J. F. Nusom, at 14,108 varas the Charco and Kenedy road, a stake the western corner of this district and northern corner of District No. 18. Thence S. 50 E. across original grants in the name of J. Griffith, Daniel Gilmartin, W. P. Miller, W. D. Sutherland, John Borden, George Sutherland and Vicente Ramos, each of said original grants being in conflict with an original grant to Pedro Trevino, at 8350 varas the southeastern boundary of Mrs. Kaufman's land, at 10,500 varas, the northwestern boundary of an original grant in the name of E. Hernandez, on the northwestern boundary of 3034 acres conveyed by W. A. Pettus to Mrs. Ada McFadden, a stake the southern corner of this school district, and an eastern corner of said school district No. 18; thence N. 40 E. along the northwestern boundary of an original grant in the name of E. Hernandez, in conflict with said Pedro Trevino, this being also along the northwestern boundary of said 3034 acres belonging to Mrs. Ada O. McFadden, 2500 varas, estimated, a stake the northern corner of said

Mrs. Ada O. McFadden on the southwest bank of the San Antonio river; thence north across said river, a stake on the southern boundary of 1983 1-2 acres out of an original grant in the name of M. J. Y. Barbo, conveyed by the estate of T. H. Mathis to I. S. Moore; thence in a southeastern direction with said river and its meanders to the southeastern corner of said I. S. Moore 1983 1-2 acres and southwestern corner of 899 acres out of said M. J. Y. Barbo grant owned by T. Y. Pettus, a stake on the northern bank of the San Antonio river; thence north with the eastern boundary of said I. S. Moore and western boundary of said T. Y. Pettus, at 3942 varas, the southwest corner of 257 4-10 acres owned by J. T. Johnson, a stake; thence east with the south boundary of said 257 4-10 acres and northern boundary of T. Y. Pettus, R. E. Leech, W. W. Boyce, 1727 1-2 varas, the southeastern corner of said J. T. Johnson, the northeastern corner of W. W. Boyce 215-acre tract on the western boundary of 300 acres out of said Y. Barbo grant, conveyed by R. R. LeMaster to G. J. Swickhimer; thence north with the western boundary of said Swickhimer tract at 840 varas, the south margin of the Goliad and Charco road at 900 varas, the southern boundary of 148 acres owned by Mrs. Allie Moore, a stake on the northern margin of said road; thence east with the south boundary of said Mrs. Allie Moore 148 acres, at — varas, her southeast corner, a stake the southwest corner of 150 acres owned by O. P. Talk; thence with the southern boundary of said 150 acres owned by O. P. Talk, at 893 varas, a stake, on the western boundary of 3175 acres, conveyed by G. B. Reed and wife to R. J. Eckhardt; thence N. 30' W. 2803 24-100 varas, a stake, the northwest corner of said Eckhardt land on the south boundary of 1191 5-10 acres out of said Y. Barbo grant owned by J. E. Pettus; thence with the south boundary of said J. E. Pettus land and northern boundary of said R. J. Eckhardt, N. 74 degrees 30' E. 530 varas, east 378 1-2 varas, S. 87 degrees 35' E. 913 varas, a stake, the northeast corner of said R. J. Eckhardt and an eastern corner of said J. E. Pettus on the western bank of Cabeza creek; thence about N.

20 W. in a general course with said creek and its meanders, at 9000 varas, by estimate, the place of beginning, containing within those boundaries a total area of 24,653 acres of land, embraced within the original surveys as follows:

"Twenty-seven hundred acres of the Pedro Trevino; 700 acres of the Ramos Vicente; 500 acres of the George Sutherland bounty; 480 acres of the W. D. Sutherland; 440 acres of the J. P. Borden; 1157 acres of the John Griffin; 1353 acres of the Dan'l Gilmartin; 320 acres of the John S. Menefee; 5653 acres of the R. Musquez; 2082 acres of the Part Victor Blanco; 9268 acres of the M. J. Y. Barbo."

The bill was read second time, and passed to engrossment.

On motion of Senator Bailey of DeWitt, the constitutional rule requiring bills to be read on three several days was suspended, and S. B. No. 289 put on its third reading and final passage by the following vote:

Yeas—27.

Astin.	Johnson.
Bailey of DeWitt.	King.
Bailey of Harris.	Lattimore.
Bee.	McCollum.
Brelsford.	McGregor.
Clark.	McNealus.
Conner.	Nugent.
Cowell.	Page.
Darwin.	Parr.
Gibson.	Smith.
Hall.	Suiter.
Harris.	Townsend.
Henderson.	Wiley.
Hudspeth.	

Absent.

Harley.	Robbins.
Morrow.	Westbrook.

The bill was laid before the Senate, read third time, and passed by the following vote:

Yeas—27.

Astin.	Harris.
Bailey of DeWitt.	Henderson.
Bailey of Harris.	Hudspeth.
Bee.	Johnson.
Brelsford.	King.
Clark.	Lattimore.
Conner.	McCollum.
Cowell.	McGregor.
Darwin.	McNealus.
Gibson.	Nugent.
Hall.	Page.

Parr.
Smith.
Suiter.

Townsend.
Wiley.

Absent.

Harley.
Morrow.

Robbins.
Westbrook.

Senator Bailey of DeWitt moved to reconsider the vote by which S. B. No. 289 was passed, and table the motion to reconsider.

The motion to table prevailed.

Senate Bill No. 424.

The Chair laid before the Senate, on second reading,

S. B. No. 424, A bill to be entitled "An Act to prescribe the time of holding the terms of the district court in the various counties comprising the Thirty-eighth Judicial District of the State of Texas, and to repeal all laws in conflict therewith, and declaring an emergency."

The committee report was adopted.

The bill was read second time, and passed to engrossment.

On motion of Senator Bee, the constitutional rule requiring bills to be read on three several days was suspended, and S. B. No. 424 put on its third reading and final passage by the following vote:

Yeas—28.

Astin.	Johnson.
Bailey of DeWitt.	King.
Bailey of Harris.	Lattimore.
Bee.	McCollum.
Brelsford.	McGregor.
Clark.	McNealus.
Conner.	Nugent.
Cowell.	Page.
Darwin.	Parr.
Gibson.	Robbins.
Hall.	Smith.
Harris.	Suiter.
Henderson.	Townsend.
Hudspeth.	Wiley.

Absent.

Harley.	Westbrook.
Morrow.	

The bill was laid before the Senate, read third time, and passed by the following vote:

Yeas—28.

Astin.	Bailey of DeWitt.
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Bailey of Harris.	King.
Bee.	Lattimore.
Brelsford.	McCollum.
Clark.	McGregor.
Conner.	McNealus.
Cowell.	Nugent.
Darwin.	Page.
Gibson.	Parr.
Hall.	Robbins.
Harris.	Smith.
Henderson.	Suiter.
Hudspeth.	Townsend.
Johnson.	Wiley.

Absent.

Harley.	Westbrook.
Morrow.	

Senator Bee moved to reconsider the vote by which S. B. No. 424 was passed, and table the motion to reconsider.

The motion to table prevailed.

Senate Bill No. 425.

The Chair laid before the Senate, on second reading,

S. B. No. 425, A bill to be entitled "An Act to amend Section 14, Chapter 8, of the Special Laws of the Twenty-eighth Legislature, creating a more efficient road system for Eastland County, Texas, and declaring an emergency."

The committee report was adopted.

Senator Brelsford offered the following amendment, which was read and adopted:

(1) Amend S. B. No. 425 as follows: Amend caption by adding after the words "\$150 per quarter," the words "and declaring an emergency."

(2) Amend S. B. No. 425 as follows: "Section 2. The near approach of the close of this session of the Legislature and crowded conditions of calendar creates an emergency and an imperative public necessity that the constitutional rule requiring bills to be read on three several days in each house be suspended, and said rule is hereby suspended, and that this Act shall take effect and be in force from and after its passage, and it is so enacted."

The bill was read second time, and passed to engrossment.

On motion of Senator Brelsford, the constitutional rule requiring bills

to be read on three several days was suspended, and S. B. No. 425 put off its third reading and final passage by the following vote:

Yeas—28.

Astin.	Johnson.
Bailey of DeWitt.	King.
Bailey of Harris.	Lattimore.
Bee.	McCollum.
Brelsford.	McGregor.
Clark.	McNealus.
Conner.	Nugent.
Cowell.	Page.
Darwin.	Parr.
Gibson.	Robbins.
Hall.	Smith.
Harris.	Suiter.
Henderson.	Townsend.
Hudspeth.	Wiley.

Absent.

Harley.	Westbrook.
Morrow.	

The bill was laid before the Senate, read third time, and passed.

Senate Bill No. 410.

The Chair laid before the Senate, on second reading,

S. B. No. 410, A bill to be entitled "An Act to create a road commission for Mason County, Texas."

The committee report was adopted.

The bill was read second time, and passed to engrossment.

On motion of Senator Clark, the constitutional rule requiring bills to be read on three several days was suspended, and S. B. No. 410 put on its third reading and final passage by the following vote:

Yeas—28.

Astin.	Johnson.
Bailey of DeWitt.	King.
Bailey of Harris.	Lattimore.
Bee.	McCollum.
Brelsford.	McGregor.
Clark.	McNealus.
Conner.	Nugent.
Cowell.	Page.
Darwin.	Parr.
Gibson.	Robbins.
Hall.	Smith.
Harris.	Suiter.
Henderson.	Townsend.
Hudspeth.	Wiley.

Absent.

Harley. Westbrook.
Morrow.

The bill was laid before the Senate, read third time, and passed by the following vote:

Yeas—28.

Astin.	Johnson.
Bailey of DeWitt.	King.
Bailey of Harris.	Lattimore.
Bee.	McCollum.
Brelsford.	McGregor.
Clark.	McNealus.
Conner.	Nugent.
Cowell.	Page.
Darwin.	Parr.
Gibson.	Robbins.
Hall.	Smith.
Harris.	Suiter.
Henderson.	Townsend.
Hudspeth.	Wiley.

Absent.

Harley. Westbrook.
Morrow.

Senator Hudspeth moved to reconsider the vote by which S. B. No. 410 was passed, and table the motion to reconsider.

The motion to table prevailed.

Senate Bill No. 426.

On motion of Senator Conner, the constitutional rule requiring bills to be read on three several days was suspended, and S. B. No. 426 put on its second reading by the following vote:

Yeas—28.

Astin.	Johnson.
Bailey of DeWitt.	King.
Bailey of Harris.	Lattimore.
Bee.	McCollum.
Brelsford.	McGregor.
Clark.	McNealus.
Conner.	Nugent.
Cowell.	Page.
Darwin.	Parr.
Gibson.	Robbins.
Hall.	Smith.
Harris.	Suiter.
Henderson.	Townsend.
Hudspeth.	Wiley.

Absent.

Harley. Westbrook.
Morrow.

On motion of Senator Conner, the Senate rule requiring committee reports to lie over for one day was suspended, for the purpose of considering this bill (see Appendix for committee report).

The committee report, which provided that the bill be not printed, was adopted.

The Chair laid before the Senate, on second reading,

S. B. No. 426, creating Pecos Independent School District in Reeves County.

The bill was read second time, and passed to engrossment.

On motion of Senator Conner, the constitutional rule requiring bills to be read on three several days was suspended, and S. B. No. 426 put on its third reading and final passage by the following vote:

Yeas—28.

Astin.	Johnson.
Bailey of DeWitt.	King.
Bailey of Harris.	Lattimore.
Bee.	McCollum.
Brelsford.	McGregor.
Clark.	McNealus.
Conner.	Nugent.
Cowell.	Page.
Darwin.	Parr.
Gibson.	Robbins.
Hall.	Smith.
Harris.	Suiter.
Henderson.	Townsend.
Hudspeth.	Wiley.

Absent.

Harley. Westbrook.
Morrow.

The bill was laid before the Senate, read third time, and passed by the following vote:

Yeas—28.

Astin.	Johnson.
Bailey of DeWitt.	King.
Bailey of Harris.	Lattimore.
Bee.	McCollum.
Brelsford.	McGregor.
Clark.	McNealus.
Conner.	Nugent.
Cowell.	Page.
Darwin.	Parr.
Gibson.	Robbins.
Hall.	Smith.
Harris.	Suiter.
Henderson.	Townsend.
Hudspeth.	Wiley.

Absent.

Harley. Westbrook.
Morrow.

Senator Conner moved to reconsider the vote by which S. B. No. 426 was passed, and table the motion to reconsider.

The motion to table prevailed.

Senate Bill No. 416.

The Chair laid before the Senate, on third reading,

S. B. No. 416, A bill to be entitled "An Act to amend Article 3281, Revised Civil Statutes of the State of Texas, so as to empower any bank, bank and trust company incorporated under the laws of this State, and any National bank incorporated under the laws of the United States, to act as executor under the will or as administrator of the estate of any deceased person, and declaring an emergency."

The bill was read second time, and passed to engrossment.

On motion of Senator Cowell, the constitutional rule requiring bills to be read on three several days was suspended, and S. B. No. 416 put on its third reading and final passage by the following vote:

Yeas—28.

Astin.	Johnson.
Bailey of DeWitt.	King.
Bailey of Harris.	Lattimore.
Bee.	McCollum.
Brelsford.	McGregor.
Clark.	McNealus.
Conner.	Nugent.
Cowell.	Page.
Darwin.	Parr.
Gibson.	Robbins.
Hall.	Smith.
Harris.	Suiter.
Henderson.	Townsend.
Hudspeth.	Wiley.

Absent.

Harley. Westbrook.
Morrow.

The bill was laid before the Senate, read third time, and passed by the following vote:

Yeas—28.

Astin.	Bailey of Harris.
Bailey of DeWitt.	Bee.

Brelsford.	Lattimore.
Clark.	McCollum.
Conner.	McGregor.
Cowell.	McNealus.
Darwin.	Nugent.
Gibson.	Page.
Hall.	Parr.
Harris.	Robbins.
Henderson.	Smith.
Hudspeth.	Suiter.
Johnson.	Townsend.
King.	Wiley.

Absent.

Harley. Westbrook.
Morrow.

Senator Cowell moved to reconsider the vote by which S. B. No. 416 was passed, and table the motion to reconsider.

The motion to table prevailed.

Senate Bill No. 423.

The Chair laid before the Senate, on second reading,

S. B. No. 423, A bill to be entitled "An Act to provide for the working of public roads of Bastrop County, Texas, by all parties who may have failed to pay their poll taxes on or before January 31st of each year, and providing a penalty for those who are liable to said road duty under the terms of this Act by reason of their failure to pay their poll tax, and who shall fail to work said roads when notified to do so by proper authority, and creating an emergency."

The committee report was adopted.

The bill was read second time, and passed to engrossment.

On motion of Senator Darwin, the constitutional rule requiring bills to be read on three several days was suspended, and S. B. No. 423 put on its third reading and final passage by the following vote:

Yeas—28.

Astin.	Harris.
Bailey of DeWitt.	Henderson.
Bailey of Harris.	Hudspeth.
Bee.	Johnson.
Brelsford.	King.
Clark.	Lattimore.
Conner.	McCollum.
Cowell.	McGregor.
Darwin.	McNealus.
Gibson.	Nugent.
Hall.	Page.

Parr.	Suiter.
Robbins.	Townsend.
Smith.	Wiley.

Absent.

Harley.	Westbrook.
Morrow.	

The bill was laid before the Senate, read third time, and passed by the following vote:

Yeas—28.

Astin.	Johnson.
Bailey of DeWitt.	King.
Bailey of Harris.	Lattimore.
Bee.	McCollum.
Brelsford.	McGregor.
Clark.	McNealus.
Conner.	Nugent.
Cowell.	Page.
Darwin.	Parr.
Gibson.	Robbins.
Hall.	Smith.
Harris.	Suiter.
Henderson.	Townsend.
Hudspeth.	Wiley.

Absent.

Harley.	Westbrook.
Morrow.	

Senator Darwin moved to reconsider the vote by which S. B. No. 423 was passed, and table the motion to reconsider.

The motion to table prevailed.

House Bill No. 608.

(By unanimous consent.)

On motion of Senator Gibson, the constitutional rule requiring bills to be read on three several days was suspended, and H. B. No. 608 put on its second reading by the following vote:

Yeas—26.

Astin.	King.
Bailey of Harris.	Lattimore.
Bee.	McCollum.
Brelsford.	McGregor.
Conner.	McNealus.
Cowell.	Nugent.
Darwin.	Page.
Gibson.	Parr.
Hall.	Robbins.
Harris.	Smith.
Henderson.	Suiter.
Hudspeth.	Townsend.
Johnson.	Wiley.

Absent.

Bailey of DeWitt.	Morrow.
Clark.	Westbrook.
Harley.	

On motion of Senator Gibson, the Senate rule requiring committee reports to lie over for one day was suspended, for the purpose of considering this bill (see Appendix for committee report).

The committee report, which provided that the bill be not printed, was adopted.

The Chair laid before the Senate, on second reading,

H. B. No. 608 (see "Message from the House," today, for caption).

The bill was read second time, and passed to a third reading.

On motion of Senator Gibson, the constitutional rule requiring bills to be read on three several days was suspended, and H. B. No. 608 put on its third reading and final passage by the following vote:

Yeas—27.

Astin.	King.
Bailey of DeWitt.	Lattimore.
Bailey of Harris.	McCollum.
Bee.	McGregor.
Brelsford.	McNealus.
Conner.	Nugent.
Cowell.	Page.
Darwin.	Parr.
Gibson.	Robbins.
Hall.	Smith.
Harris.	Suiter.
Henderson.	Townsend.
Hudspeth.	Wiley.
Johnson.	

Absent.

Clark.	Morrow.
Harley.	Westbrook.

The bill was laid before the Senate, read third time, and passed.

Senator Gibson moved to reconsider the vote by which H. B. No. 608 was passed, and table the motion to reconsider.

The motion to table prevailed.

Senate Bill No. 355.

(By unanimous consent.)

The Chair laid before the Senate, on second reading,

S. B. No. 355, A bill to be entitled "An Act amending Article 6249

(3744), Chapter 4, Title 104, of the Revised Civil Statutes of 1911, relating to the hiring of county convicts; and declaring an emergency."

The bill was read second time, and passed to engrossment.

On motion of Senator Nugent, the constitutional rule requiring bills to be read on three several days was suspended, and S. B. No. 355 put on its third reading and final passage by the following vote:

Yeas—27.

Astin.	King.
Bailey of DeWitt.	Lattimore.
Bailey of Harris.	McCollum.
Bee.	McGregor.
Brelsford.	McNealus.
Conner.	Nugent.
Cowell.	Page.
Darwin.	Parr.
Gibson.	Robbins.
Hall.	Smith.
Harris.	Suiter.
Henderson.	Townsend.
Hudspeth.	Wiley.
Johnson.	

Absent.

Clark.	Morrow.
Harley.	Westbrook.

The bill was laid before the Senate, read third time, and passed by the following vote:

Yeas—25.

Astin.	Lattimore.
Bailey of DeWitt.	McCollum.
Bee.	McGregor.
Brelsford.	McNealus.
Conner.	Nugent.
Cowell.	Page.
Darwin.	Parr.
Gibson.	Robbins.
Harris.	Smith.
Henderson.	Suiter.
Hudspeth.	Townsend.
Johnson.	Wiley.
King.	

Absent.

Bailey of Harris.	Harley.
Clark.	Morrow.
Hall.	Westbrook.

Senator Nugent moved to reconsider the vote by which S. B. No. 355 was passed, and table the motion to reconsider.

The motion to table prevailed.

Senate Bill No. 343.

The Chair laid before the Senate, on third reading,

S. B. No. 343, A bill to be entitled "An Act to diminish the civil and criminal jurisdiction of the County Court of Irion County, to conform the jurisdiction of the district court thereto, and to repeal all laws in conflict therewith, and declaring an emergency."

The bill was laid before the Senate, read third time, and passed by the following vote:

Yeas—27.

Astin.	King.
Bailey of DeWitt.	Lattimore.
Bee.	McCollum.
Brelsford.	McGregor.
Clark.	McNealus.
Conner.	Nugent.
Cowell.	Page.
Darwin.	Parr.
Gibson.	Robbins.
Hall.	Smith.
Harris.	Suiter.
Henderson.	Townsend.
Hudspeth.	Wiley.
Johnson.	

Absent.

Bailey of Harris.	Morrow.
Harley.	Westbrook.

Senator Henderson moved to reconsider the vote by which S. B. No. 343 was passed and table the motion to reconsider.

The motion to table prevailed.

Senate Bill No. 186.

The Chair laid before the Senate, on second reading,

S. B. No. 186, A bill to be entitled "An Act to diminish the civil and criminal jurisdiction of the County Court of Sterling County; to conform the jurisdiction of the district court thereto, and to repeal all laws in conflict herewith, and declaring an emergency."

The bill was read second time and passed to engrossment.

On motion of Senator Hudspeth, the constitutional rule requiring bills to be read on three several days was suspended and S. B. No. 186 put on its third reading and final passage by the following vote:

Yeas—26.

Astin.	King.
Bailey of DeWitt.	Lattimore.
Bee.	McCollum.
Brelsford.	McGregor.
Conner.	McNealus.
Cowell.	Nugent.
Darwin.	Page.
Gibson.	Parr.
Hall.	Robbins.
Harris.	Smith.
Henderson.	Suiter.
Hudspeth.	Townsend.
Johnson.	Wiley.

Absent.

Bailey of Harris.	Morrow.
Clark.	Westbrook.
Harley.	

The bill was laid before the Senate, read third time, and passed by the following vote:

Yeas—26.

Astin.	King.
Bailey of DeWitt.	Lattimore.
Bee.	McCollum.
Brelsford.	McGregor.
Conner.	McNealus.
Cowell.	Nugent.
Darwin.	Page.
Gibson.	Parr.
Hall.	Robbins.
Harris.	Smith.
Henderson.	Suiter.
Hudspeth.	Townsend.
Johnson.	Wiley.

Absent.

Bailey of Harris.	Morrow.
Clark.	Westbrook.
Harley.	

Senator Hudspeth moved to reconsider the vote by which S. B. No. 186 was passed and table the motion to reconsider.

The motion to table prevailed.

Senate Bill No. 362.

The Chair laid before the Senate, on second reading,

S. B. No. 362, A bill to be entitled "An Act to exempt from taxation all buffalo and all cattle now in captivity in Texas, by whomsoever owned, where such animals are kept and used for experimental purposes in crossing same with cattle for the purpose of producing a better strain

of beef animals, or where such animals are kept in parks to preserve the species, and not for profit, but for the pleasure of their owners and the general public."

The bill was read second time and passed to engrossment.

On motion of Senator Johnson, the constitutional rule requiring bills to be read on three several days was suspended, and S. B. No. 362 put on its third reading and final passage by the following vote:

Yeas—25.

Astin.	King.
Bailey of DeWitt.	Lattimore.
Bee.	McCollum.
Brelsford.	McGregor.
Conner.	Nugent.
Cowell.	Page.
Darwin.	Parr.
Gibson.	Robbins.
Hall.	Smith.
Harris.	Suiter.
Henderson.	Townsend.
Hudspeth.	Wiley.
Johnson.	

Absent.

Bailey of Harris.	McNealus.
Clark.	Morrow.
Harley.	Westbrook.

The bill was laid before the Senate, read third time, and passed.

House Bill No. 616.

(By unanimous consent.)

The Chair laid before the Senate, on second reading,

H. B. No. 616, A bill to be entitled "An Act creating the Garrison Independent School District, situated in Rusk and Nacogdoches Counties, and declaring an emergency."

The committee report was adopted.

The bill was read second time and passed to a third reading.

On motion of Senator King, the constitutional rule requiring bills to be read on three several days was suspended and H. B. No. 616 put on its third reading and final passage by the following vote:

Yeas—26.

Astin.	Brelsford.
Bailey of DeWitt.	Conner.
Bee.	Cowell.

Darwin.	McGregor.
Gibson.	McNealus.
Hall.	Nugent.
Harris.	Page.
Henderson.	Parr.
Hudspeth.	Robbins.
Johnson.	Smith.
King.	Suiter.
Lattimore.	Townsend.
McCollum.	Wiley.

Absent.

Bailey of Harris.	Morrow.
Clark.	Westbrook.
Harley.	

The bill was laid before the Senate, read third time, and passed by the following vote:

Yeas—26.

Astin.	King.
Bailey of DeWitt.	Lattimore.
Bee.	McCollum.
Brelsford.	McGregor.
Conner.	McNealus.
Cowell.	Nugent.
Darwin.	Page.
Gibson.	Parr.
Hall.	Robbins.
Harris.	Smith.
Henderson.	Suiter.
Hudspeth.	Townsend.
Johnson.	Wiley.

Absent.

Bailey of Harris.	Morrow.
Clark.	Westbrook.
Harley.	

Senator King moved to reconsider the vote by which H. B. No. 616 was passed and table the motion to reconsider.

The motion to table prevailed.

Senate Bill No. 369.

The Chair laid before the Senate, on third reading,

S. B. No. 369, A bill to be entitled "An Act to amend Section 12 of the Medina County Special Road Law, enacted by the Thirtieth Legislature of Texas, Chapter 28, so as to provide additional compensation for county commissioners when acting as road commissioners."

The bill was laid before the Senate, read third time, and passed by the following vote:

Yeas—26.

Astin.	King.
Bailey of DeWitt.	Lattimore.
Bee.	McCollum.
Brelsford.	McGregor.
Conner.	McNealus.
Cowell.	Nugent.
Darwin.	Page.
Gibson.	Parr.
Hall.	Robbins.
Harris.	Smith.
Henderson.	Suiter.
Hudspeth.	Townsend.
Johnson.	Wiley.

Absent.

Bailey of Harris.	Morrow.
Clark.	Westbrook.
Harley.	

Senator Lattimore moved to reconsider the vote by which S. B. No. 369 was passed and table the motion to reconsider.

The motion to table prevailed.

(President Pro Tem. Nugent in the chair.)

Senate Bill No. 202.

The Chair laid before the Senate, on second reading,

S. B. No. 202, A bill to be entitled "An Act to amend Article 1003, Article 1004 and Article 1005 of the Revised Civil Statutes of the State of Texas of 1911, relating to the condemnation by incorporated cities and towns of public utility companies or corporations or private property," etc.

The committee report was adopted.

The bill was read second time and passed to engrossment.

On motion of Senator McCollum, the constitutional rule requiring bills to be read on three several days was suspended and S. B. No. 202 put on its third reading and final passage by the following vote:

Yeas—26.

Astin.	Hudspeth.
Bailey of DeWitt.	Johnson.
Bee.	King.
Brelsford.	Lattimore.
Conner.	McCollum.
Cowell.	McGregor.
Darwin.	McNealus.
Gibson.	Nugent.
Hall.	Page.
Harris.	Parr.
Henderson.	Robbins.

Smith.	Townsend.
Suiter.	Wiley.

Absent.

Bailey of Harris.	Morrow.
Clark.	Westbrook.

Harley.

The bill was laid before the Senate, read third time, and passed by the following vote:

Yeas—24.

Astin.	Lattimore.
Bailey of DeWitt.	McCollum.
Bee.	McGregor.
Brelsford.	McNealus.
Conner.	Nugent.
Cowell.	Page.
Hall.	Parr.
Harris.	Robbins.
Henderson.	Smith.
Hudspeth.	Suiter.
Johnson.	Townsend.
King.	Wiley.

Absent.

Bailey of Harris.	Harley.
Clark.	Morrow.
Darwin.	Westbrook.

Gibson.

Senator McCollum moved to reconsider the vote by which S. B. No. 202 was passed and table the motion to reconsider.

The motion to table prevailed.

Senate Bill No. 203.

The Chair laid before the Senate, on second reading,

S. B. No. 203, A bill to be entitled "An Act regulating private employment agencies and providing for a license for the operation thereof; charging a fee therefor; providing forms of receipts and registers to be used and kept; prohibiting any charge for registering or filing application for help or employment; limiting the amount of fee charged for procuring employment or help; prohibiting dividing of fees; providing for refunding of fees and expense incurred in the event of failure to procure employment; granting the Commissioner of Labor Statistics power to prescribe rules and regulations to carry out the purpose and intent of this Act; creating a special fund for the payment of expenses incurred in the administration of the

Act; providing for the payment of fines for violation of the Act to the Commissioner of Labor Statistics; requiring the Labor Commissioner to furnish such employment agencies with record books and blank receipts and reports; providing penalties for violations thereof, and declaring an emergency."

The bill was read second time and passed to engrossment.

On motion of Senator McGregor, the constitutional rule requiring bills to be read on three several days was suspended and S. B. No. 203 put on its third reading and final passage by the following vote:

Yeas—24.

Astin.	Lattimore.
Bailey of DeWitt.	McCollum.
Bee.	McGregor.
Brelsford.	McNealus.
Cowell.	Nugent.
Darwin.	Page.
Hall.	Parr.
Harris.	Robbins.
Henderson.	Smith.
Hudspeth.	Suiter.
Johnson.	Townsend.
King.	Wiley.

Present—Not Voting.

Conner.

Absent.

Bailey of Harris.	Harley.
Clark.	Morrow.
Gibson.	Westbrook.

The bill was laid before the Senate, read third time, and passed by the following vote:

Yeas—25.

Astin.	Lattimore.
Bailey of DeWitt.	McCollum.
Bee.	McGregor.
Brelsford.	McNealus.
Conner.	Nugent.
Cowell.	Page.
Darwin.	Parr.
Hall.	Robbins.
Harris.	Smith.
Henderson.	Suiter.
Hudspeth.	Townsend.
Johnson.	Wiley.
King.	

Absent.

Bailey of Harris.	Harley.
Clark.	Morrow.
Gibson.	Westbrook.

Senator McGregor moved to re-

consider the vote by which S. B. No. 203 was passed and table the motion to reconsider.

The motion to table prevailed.

Senate Bill No. 139.

The Chair laid before the Senate, on second reading,

S. B. No. 139, A bill to be entitled "An Act to protect the grounds, campus, lawns, fields, roadways, trees, shrubs, flowers and premises of the Texas educational and eleemosynary institutions against damage by horses, mules, cattle and other live stock; to prohibit the running of stock at large upon any of the lands or premises owned by any of the said institutions, providing for the keeping of a pound by the authorities of said institutions and providing for the appointment of a pound keeper; providing for the protection of all game birds and wild birds and wild animals upon land belonging to any of the said Texas institutions; declaring said lands to be a game and wild animal preserve and prohibiting the killing of game birds or wild birds or wild animals thereon at all seasons; prohibiting the discharge of firearms upon the lands and premises of any of said institutions except under certain restrictions; providing penalties for the violation of any of the provisions of this Act, and declaring an emergency."

The bill was read second time and passed to engrossment.

On motion of Senator Astin, the constitutional rule requiring bills to be read on three several days was suspended and S. B. No. 139 put on its third reading and final passage by the following vote:

Yeas—25.

Astin.	Lattimore.
Bailey of DeWitt.	McCollum.
Bee.	McGregor.
Brelsford.	McNealus.
Conner.	Nugent.
Cowell.	Page.
Darwin.	Parr.
Hall.	Robbins.
Harris.	Smith.
Henderson.	Suiter.
Hudspeth.	Townsend.
Johnson.	Wiley.
King.	

Absent.

Bailey of Harris.	Harley.
Clark.	Morrow.
Gibson.	Westbrook.

The bill was laid before the Senate, read third time, and passed by the following vote:

Yeas—17.

Astin.	McCollum.
Bee.	McGregor.
Brelsford.	McNealus.
Conner.	Nugent.
Cowell.	Page.
Harris.	Parr.
Henderson.	Robbins.
Hudspeth.	Smith.
Lattimore.	

Nays—7.

Bailey of DeWitt.	Suiter.
Darwin.	Townsend.
Johnson.	Wiley.
King.	

Present—Not Voting.

Hall.

Absent.

Bailey of Harris.	Harley.
Clark.	Morrow.
Gibson.	Westbrook.

Senator Astin moved to reconsider the vote by which S. B. No. 139 was passed and table the motion to reconsider.

The motion to table prevailed.

Senate Bill No. 222.

(By unanimous consent.)

The Chair laid before the Senate, on second reading,

S. B. No. 222, A bill to be entitled "An Act creating a State Board of Public Accountancy, and defining the qualifications of the members thereof; providing for the appointment of said board, and fixing its powers and duties; providing for the examination of applicants for certificates as certified public accountants, and the issuance, refusal and revocation of such certificates by said board, and the collection of an annual fee on said certificates; providing for the preservation and authentication of the records of said board; prohibiting any one from representing himself as a certified public account-

ant unless so certified by said board, and providing a penalty therefor; making it a misdemeanor for any person practicing within the State of Texas as a certified public accountant under this Act, or in the practice of public accountancy as a certified public accountant, willfully to falsify any report or statement bearing upon any examination, investigation or report made by him or under his direction as such accountant, and fixing a penalty therefor; and declaring an emergency."

Senator Darwin offered the following amendment, which was read and adopted:

Amend the bill, page 4, line 28, by striking out the word "three" and inserting in lieu thereof the word "one."

Senator Wiley offered the following amendment, which was read and adopted:

Strike out all of Section 6 after the word "work" in line 29.

The bill was read second time and passed to engrossment.

On motion of Senator McNealus, the constitutional rule requiring bills to be read on three several days was suspended and Senate Bill No. 222 put on its third reading and final passage by the following vote:

Yeas—23.

Astin.	McCollum.
Bailey of DeWitt.	McGregor.
Bee.	McNealus.
Brelsford.	Nugent.
Cowell.	Page.
Darwin.	Parr.
Hall.	Robbins.
Harris.	Smith.
Henderson.	Suiter.
Hudspeth.	Townsend.
Johnson.	Wiley.
King.	

Absent.

Bailey of Harris.	Harley.
Clark.	Lattimore.
Conner.	Morrow.
Gibson.	Westbrook.

The bill was laid before the Senate, read third time and adopted by the following vote:

Yeas—23.

Astin.	Gibson.
Bee.	Hall.
Brelsford.	Harris.
Cowell.	Henderson.
Darwin.	Hudspeth.

Johnson.	Parr.
King.	Robbins.
McCollum.	Smith.
McGregor.	Suiter.
McNealus.	Townsend.
Nugent.	Wiley.
Page.	

Present—Not Voting.

Bailey of DeWitt.

Absent.

Bailey of Harris.	Lattimore.
Clark.	Morrow.
Conner.	Westbrook.
Harley.	

Senator McNealus moved to reconsider the vote by which Senate Bill No. 222 was passed and table the motion to reconsider.

The motion to table prevailed.

Senate Bill No. 354.

(By unanimous consent.)

The Chair laid before the Senate, on second reading,

S. B. No. 354, A bill to be entitled 'An Act relieving the Sugarland Railway Company from the necessity of rebuilding and constructing about three and one-half miles of its road in Fort Bend County, Texas, as judgment entered in the case of the State of Texas vs. The Sugarland Railway Company, No. 28,875, originating in the district court of Travis County, Texas; and declaring an emergency.'

The bill was read second time and passed to engrossment.

On motion of Senator Page, the constitutional rule requiring bills to be read on three several days was suspended and Senate Bill No. 354 put on its third reading and final passage by the following vote:

Yeas—23.

Astin.	King.
Bailey of DeWitt.	Lattimore.
Bee.	McCollum.
Brelsford.	Nugent.
Cowell.	Page.
Darwin.	Parr.
Gibson.	Robbins.
Hall.	Smith.
Harris.	Suiter.
Henderson.	Townsend.
Hudspeth.	Wiley.
Johnson.	

Absent.

Bailey of Harris.	McGregor.
Clark.	McNealus.
Conner.	Morrow.
Harley.	Westbrook.

The bill was laid before the Senate, read third time, and passed by the following vote:

Yeas—22.

Astin.	Johnson.
Bailey of DeWitt.	King.
Bee.	McCollum.
Brelsford.	Nugent.
Cowell.	Page.
Darwin.	Parr.
Gibson.	Robbins.
Hall.	Smith.
Harris.	Suiter.
Henderson.	Townsend.
Hudspeth.	Wiley.

Absent.

Bailey of Harris.	McGregor.
Clark.	McNealus.
Conner.	Morrow.
Harley.	Westbrook.
Lattimore.	

Senator Page moved to reconsider the vote by which Senate Bill No. 354 was passed and table the motion to reconsider.

The motion to table prevailed.

House Bill No. 594.

The Chair laid before the Senate, on second reading,

H. B. No. 594, A bill to be entitled "An Act creating the Brownsville Independent School District in Cameron County, Texas, and declaring an emergency."

The committee report was adopted.

The bill was read second time and passed to engrossment.

On motion of Senator Parr, the constitutional rule requiring bills to be read on three several days was suspended and House Bill No. 594 put on its third reading and final passage by the following vote:

Yeas—22.

Astin.	Gibson.
Bailey of DeWitt.	Hall.
Bee.	Harris.
Brelsford.	Henderson.
Cowell.	Hudspeth.
Darwin.	Johnson.

King.	Robbins.
McCollum.	Smith.
Nugent.	Suiter.
Page.	Townsend.
Parr.	Wiley.

Absent.

Bailey of Harris.	McGregor.
Clark.	McNealus.
Conner.	Morrow.
Harley.	Westbrook.
Lattimore.	

The bill was laid before the Senate, read third time, and passed by the following vote:

Yeas—22.

Astin.	Johnson.
Bailey of DeWitt.	King.
Bee.	McCollum.
Brelsford.	Nugent.
Cowell.	Page.
Darwin.	Parr.
Gibson.	Robbins.
Hall.	Smith.
Harris.	Suiter.
Henderson.	Townsend.
Hudspeth.	Wiley.

Absent.

Bailey of Harris.	McGregor.
Clark.	McNealus.
Conner.	Morrow.
Harley.	Westbrook.
Lattimore.	

Senator Parr moved to reconsider the vote by which House Bill No. 594 was passed and table the motion to reconsider.

The motion to table prevailed.

Senate Bill No. 415.

The Chair laid before the Senate, on second reading,

S. B. No. 415, A bill to be entitled "An Act to amend Article 5769, Revised Civil Statutes, 1911, so as to make the rank of the Assistant Adjutant General and Assistant Quartermaster General conform with the regulations of the United States War Department."

The committee report was adopted.

The bill was read second time and passed to engrossment.

On motion of Senator Robbins, the constitutional rule requiring bills to be read on three several days was suspended and Senate Bill No. 415

put on its third reading and final passage by the following vote:

Yeas—21.

Astin.	King.
Bailey of DeWitt.	McCollum.
Bee.	Nugent.
Cowell.	Page.
Darwin.	Parr.
Gibson.	Robbins.
Hall.	Smith.
Harris.	Suiter.
Henderson.	Townsend.
Hudspeth.	Wiley.
Johnson.	

Absent.

Bailey of Harris.	Lattimore.
Brelsford.	McGregor.
Clark.	McNealus.
Conner.	Morrow.
Harley.	Westbrook.

The bill was laid before the Senate, read third time, and passed by the following vote:

Yeas—21.

Astin.	King.
Bailey of DeWitt.	McCollum.
Bee.	Nugent.
Cowell.	Page.
Darwin.	Parr.
Gibson.	Robbins.
Hall.	Smith.
Harris.	Suiter.
Henderson.	Townsend.
Hudspeth.	Wiley.
Johnson.	

Absent.

Bailey of Harris.	Lattimore.
Brelsford.	McGregor.
Clark.	McNealus.
Conner.	Morrow.
Harley.	Westbrook.

Senator Robbins moved to reconsider the vote by which Senate Bill No. 415 was passed and table the motion to reconsider.

The motion to table prevailed.

Senate Bill No. 387.

The Chair laid before the Senate, on second reading,

S. B. No. 387, A bill to be entitled "An Act amending Chapter 2, Title 105, Article 6273, of the Revised Civil Statutes of 1911, authorizing Confederate pensioners to make affidavit or in lieu thereof statement in the presence of two creditable wit-

nesses that are in nowise related to the applicant as to his or her right to collect pensions under the laws of this State, and authorizing said witnesses to make the affidavit, and declaring an emergency."

The bill was read second time, and passed to engrossment.

On motion of Senator Smith, the constitutional rule requiring bills to be read on three several days was suspended, and S. B. No. 387 put on its third reading and final passage by the following vote:

Yeas—21.

Astin.	King.
Bailey of DeWitt.	Lattimore.
Bee.	Nugent.
Brelsford.	Page.
Cowell.	Parr.
Darwin.	Robbins.
Gibson.	Smith.
Hall.	Suiter.
Harris.	Townsend.
Henderson.	Wiley.
Johnson.	

Absent.

Bailey of Harris.	McCollum.
Clark.	McGregor.
Conner.	McNealus.
Harley.	Morrow.
Hudspeth.	Westbrook.

The bill was laid before the Senate, read third time, and passed by the following vote:

Yeas—22.

Astin.	King.
Bailey of DeWitt.	Lattimore.
Bee.	McNealus.
Brelsford.	Nugent.
Cowell.	Page.
Darwin.	Parr.
Gibson.	Robbins.
Hall.	Smith.
Harris.	Suiter.
Henderson.	Townsend.
Johnson.	Wiley.

Absent.

Bailey of Harris.	McCollum.
Clark.	McGregor.
Conner.	Morrow.
Harley.	Westbrook.
Hudspeth.	

Senator Smith moved to reconsider the vote by which S. B. No. 387 was passed, and table the motion to reconsider.

The motion to table prevailed.

Senate Bill No. 305.

The Chair laid before the Senate, on second reading,

S. B. No. 305, A bill to be entitled "An Act to amend Articles 7687 and 7688, Title 126, Chapter 15, of the Revised Civil Statutes of Texas, 1911, requiring the commissioners court to cause to be published the delinquent tax record of each county in this State, and requiring the commissioners court to have suit filed for collection of said taxes twenty days after the publication of said delinquent tax record, providing compensation for newspapers for publishing said delinquent tax record, providing that the county attorney, or district attorney where there is no county attorney, of each county shall file or cause to be filed suits to enforce collection of delinquent taxes, and providing a penalty for the failure of the members of the commissioners court and county or district attorney to comply with the law, and declaring an emergency."

The bill was read second time, and passed to engrossment.

On motion of Senator Suiter, the constitutional rule requiring bills to be read on three several days was suspended and S. B. No. 305 put on its third reading and final passage by the following vote:

Yeas—22.

Astin.	Johnson.
Bailey of DeWitt.	Lattimore.
Bee.	McNealus.
Brelsford.	Nugent.
Cowell.	Parr.
Darwin.	Robbins.
Gibson.	Smith.
Hall.	Suiter.
Harris.	Townsend.
Henderson.	Wiley.
Hudspeth.	

Absent.

Bailey of Harris.	McCollum.
Clark.	McGregor.
Conner.	Morrow.
Harley.	Page.
King.	Westbrook.

The bill was laid before the Senate, read third time, and laid on the table subject to call.

House Bill No. 542.

The Chair laid before the Senate, on second reading,

H. B. No. 542, A bill to be entitled "An Act creating an independent school district, to be known as the "Runge Independent School District," including within its boundaries the municipal corporation of the town of Runge, and declaring an emergency."

The committee report was adopted.

The bill was read second time, and passed to a third reading.

On motion of Senator Townsend, the constitutional rule requiring bills to be read on three several days was suspended, and H. B. No. 542 put on its third reading and final passage by the following vote:

Yeas—22.

Astin.	Johnson.
Bailey of DeWitt.	King.
Bee.	Lattimore.
Brelsford.	McNealus.
Cowell.	Nugent.
Darwin.	Parr.
Gibson.	Robbins.
Hall.	Smith.
Harris.	Suiter.
Henderson.	Townsend.
Hudspeth.	Wiley.

Absent.

Bailey of Harris.	McGregor.
Clark.	Morrow.
Conner.	Page.
Harley.	Westbrook.
McCollum.	

The bill was laid before the Senate, read third time, and passed by the following vote:

Yeas—22.

Astin.	Johnson.
Bailey of DeWitt.	King.
Bee.	Lattimore.
Brelsford.	McNealus.
Cowell.	Nugent.
Darwin.	Parr.
Gibson.	Robbins.
Hall.	Smith.
Harris.	Suiter.
Henderson.	Townsend.
Hudspeth.	Wiley.

Absent.

Bailey of Harris.	McGregor.
Clark.	Morrow.
Conner.	Page.
Harley.	Westbrook.
McCollum.	

Senator Townsend moved to reconsider the vote by which House Bill

No. 542 was passed and table the motion to reconsider.

The motion to table prevailed.

House Bill No. 525.

The Chair laid before the Senate, on second reading,

H. B. No. 525, amending special road law for Wise County.

On motion of Senator Wiley the Senate rule requiring committee reports to lie over for one day was suspended, for the purpose of considering this bill (see Appendix for committee report).

On motion of Senator Wiley the committee report, which provided that the bill be not printed, was adopted.

The bill was read second time and passed to a third reading.

On motion of Senator Wiley, the constitutional rule requiring bills to be read on three several days was suspended and House Bill No. 525 put on its third reading and final passage by the following vote:

Yeas—22.

Astin.	Johnson.
Bailey of DeWitt.	King.
Bee.	Lattimore.
Brelsford.	McNealus.
Cowell.	Nugent.
Darwin.	Parr.
Gibson.	Robbins.
Hall.	Smith.
Harris.	Suiter.
Henderson.	Townsend.
Hudspeth.	Wiley.

Absent.

Bailey of Harris.	McGregor.
Clark.	Morrow.
Conner.	Page.
Harley.	Westbrook.
McCollum.	

The bill was laid before the Senate, read third time, and passed.

Senator Wiley moved to reconsider the vote by which House Bill No. 525 was passed and table the motion to reconsider.

The motion to table prevailed.

Senate Bill No. 418.

The Chair laid before the Senate, on second reading,

S. B. No. 418, A bill to be entitled

"An Act to amend Article 1120 of Title 15 of Chapter 2 of the Code of Criminal Procedure of the State of Texas, relating to fees of district attorneys of districts composed of two counties or more, and to provide for assistant district attorneys in certain districts, and to provide for compensation of such assistants."

The committee report was adopted.

The bill was laid before the Senate, read second time, and passed to engrossment.

Senate Bill No. 261.

The Chair laid before the Senate, on second reading,

S. B. No. 261, A bill to be entitled "An Act to amend Articles 5162, 5163 and 5164 of Chapter 6, Title 75, of the Revised Civil Statutes of 1911, and declaring an emergency."

The bill was laid before the Senate, read second time, and passed to engrossment.

Adjournment.

On motion of Senator Cowell the Senate, at 11:30 o'clock p. m., adjourned until 10 o'clock tomorrow morning.

APPENDIX.

Committee Reports.

Committee Room.

Austin, Texas, March 15, 1915.

Hon. W. P. Hobby, President of the Senate.

Sir: Your Judiciary Committee No. 1. to whom was referred S. B. No. 280,

Have had the same under consideration, and I am instructed to report the same back to the Senate, with the recommendation that it do pass, and be printed in the Journal.

LATTIMORE, Acting Chairman.

Following is the bill in full:

Senate Bill No. 280.

By Hudspeth.

S. B. No. 280.

A BILL

To be entitled

An Act to amend Sections 1 and 2, Chapter 25, page 29, Acts of the

Regular Session of the Twentieth Legislature, entitled "An Act to prescribe the parties to and venue of suits against railroad corporations and assignees, trustees and receivers operating a railway over whose transportation lines, or a part thereof, any freight, baggage, or other property has been carried during transportation so as to prescribe the parties to and venue of the suits against railroad, express or transportation companies, or common carriers of any kind, or the assignees, lessees, trustees or receivers of any such railway operating or doing business in this State, or having an agent or representative in this State, where any damage, loss or other cause of action arises out of the transportation or contract in relation to the carriage of passengers or freight, baggage or other property, and providing for the apportionment of the damage recovered between the defendants, and providing additional means of obtaining service on non-resident corporations and companies in this State, and defining who are agents of such foreign corporations and companies on whom service of citation may be had in this State," to hereafter read as follows; and declaring an emergency.

Be it enacted by the Legislature of the State of Texas:

Section 1. That service of citation may be had on foreign railway corporations or companies in this State in addition to the means now provided by law, by serving citation upon any train conductor or locomotive engineer who is engaged in operating or handling trains for two or more railway corporations or companies, whether such railway corporations or companies are foreign or domestic corporations or companies, if such conductor or locomotive engineer operates or handles trains which are run partly over foreign and partly over domestic line of railway and across the State line of Texas where such State line connects with another foreign State or country, or upon any agent of a domestic railway corporation or company who may be engaged in or authorized to sell tickets or make contracts for the transportation of property over the line of a domestic rail-

way corporation and a foreign railway corporation or company's line, connecting with each other at the State line of Texas and some foreign State or country or steamship or steamboat of any such foreign corporation or company.

Sec. 2. For the purpose of obtaining service of citation on foreign railway corporations or companies, conductors and locomotive engineers who are employed by a foreign railway corporation or company and a domestic railway corporation or company, and engaged in operating and handling trains for such foreign railway corporations and such domestic railway corporation or company and over a continuous track across the State line of Texas where such State line adjoins some foreign State or country, and agents of domestic railway corporations or companies, who are engaged in or authorized to sell tickets or make contracts for the transportation of property over the line of a domestic railway corporation and a foreign railway corporation's line connecting with each other at the State line of Texas and a foreign State or country, are hereby designated as agents of such foreign railway corporations or companies upon whom service of citation may be served.

Sec. 3. The fact that there is now no adequate law providing for the means of obtaining citations in civil cases on foreign railway corporations or companies, creates an emergency and an imperative public necessity requiring that the constitutional rule which provides that all bills shall be read on three several days be suspended, and the same is hereby suspended, and that this Act shall take effect and be in force after its passage, and it is so enacted.

House Bill No. 91.

Committee Room,

Austin, Texas, March 15, 1915.

Hon. W. P. Hobby, President of the Senate.

Sir: Your Judiciary Committee No. 2, to whom was referred H. B. No. 91,

Have had the same under consideration, and beg leave to report the same back to the Senate, with the recommendation that it do pass, and be printed in the Journal.

HUDSPETH, Chairman.

Following is the bill in full:

By Dixon of Harris. H. B. No. 91.

A BILL

To be entitled

An Act providing for recording tax receipts; for providing proper record books for the same; and declaring an emergency.

Be it enacted by the Legislature of the State of Texas:

Section 1. Every receipt for the payment of taxes on property, real, personal or mixed, hereafter paid, as well as those heretofore paid, collected by State, county or municipal officers, may be recorded in the office of the county clerk of the county where the property is situated.

Sec. 2. On presentation of a tax receipt to the county clerk it shall be his duty to immediately file the same in the same manner of filing a deed to land; and he shall enter and record such receipt at length and in full in a record book or books kept by him for the purpose of recording tax receipts, which said records shall be called "Tax Receipt Record," and shall have the name and number written or printed thereon; and such record shall be evidence to all the world of the payment of such tax, and certified copies thereof may be used in evidence on issues involving the same under like rules admitting certified copies of deeds in evidence.

Sec. 3. A fee of twenty-five cents shall be paid to the clerk for filing, recording and certifying to each tax receipt, and when recorded such receipt shall be returned to the party filing the same or the owner.

Sec. 4. The Commissioners Court of each county shall provide and furnish to the county clerk of such county tax receipt record books which may be made in form as books for recording deeds, or in form with printed blanks conforming to the form of the tax receipts as provided under authority of the State for tax collectors, or in any form suitable to the purposes of this Act, in the discretion of said commissioners court, with the name "tax receipt record" endorsed on the same, with successive numbers on each separate volume, and properly index said record alphabetically in the name of the holder of the tax receipt.

Sec. 5. The fact that tax receipts are of great importance in the de-

tense of titles to lands, and many instances have occurred where good title to lands have failed from the loss of tax receipts and there is no law making it a penalty for tax collectors to fail to record tax receipts in their offices, and no law providing for tax record books in the office of county clerks, creates an emergency and imperative public necessity requiring bills to be read on three several days, be and the same is hereby suspended, and that this Act take effect and be in force from and after its passage, and it is so enacted.

House Bill No. 309.

Committee Room,

Austin, Texas, March 15, 1915.

Hon. W. P. Hobby, President of the Senate.

Sir: Your Committee on State Affairs, to whom was referred H. B. No. 309,

Have had the same under consideration, and I am instructed to report the same back to the Senate with the recommendation that it do pass but be not printed, but be printed in the Journal.

DARWIN, Acting Chairman.

Following is the bill in full:

By McAckill. H. B. No. 309.

A BILL

To be entitled

An Act to amend Subdivision 24 of Article 5049, Chapter 1, Title 104, of the Revised Civil Statutes of 1895, of the State of Texas, known as Section 15 of Article 7355, Chapter 1, Title 126, of the Revised Civil Statutes of 1911, of the State of Texas, and to prescribe a tax for menageries, wax works, side-shows and exhibitions.

Be it enacted by the Legislature of the State of Texas:

Section 1. That Subdivision 24, of Article 5049, Chapter 1, Title, 104, of the Revised Civil Statutes of 1895, of the State of Texas, known as Section 15, of Article 7355, Chapter 1, Title 120, of the Revised Civil Statutes of 1911, of the State of Texas, be amended so as to hereafter read as follows:

Sec. 15. From every menagerie, wax works, side-shows or exhibition, whether connected with a circus or

not, where a separate fee for admission is demanded or received, ten dollars for every performance or exhibition, in which fees for admission are received; provided, that from any museum, menagerie or zoological exhibition, or a combination thereof, operated and maintained in any city or town and open for admission all day continuously, in which a charge for admission is demanded or received, an annual tax of fifty dollars. Provided that where any carnival, or carnivals, shows, amusements or entertainments are held under the auspices, direction or control of any chamber of commerce of any city or other similar organization for not longer during any one year of a period or periods aggregating thirty days, it shall not be necessary for such carnivals, shows or entertainments to pay any tax to the State, city or county, during the operation of said show by said chamber of commerce or other similar organization, but there shall be assessed against said chamber of commerce a State tax of \$100.00.

Sec. 2. All laws and parts of laws in conflict herewith be and the same are hereby repealed.

Sec. 3. Whereas, there is now no law permitting the maintenance of menageries, museums or zoological exhibitions, or carnival shows or combinations thereof in cities or towns without the payment of an excessive tax, and thereby such exhibitions are practically prohibited, creates an emergency and imperative public necessity that the constitutional rule requiring bills to be read on three several days be suspended, and that this Act take effect and be in force from and after its passage, and it is enacted.

Senate Joint Resolution No. 22.

Committee Room.

Austin, Texas, March 15, 1915.

Hon. W. P. Hobby, President of the Senate.

Sir: We, your Committee on Constitutional Amendments, to whom was referred Senate Joint Resolution No. 22,

Have had the same under consideration, and I am instructed to report the same back to the Senate with the recommendation that it do

pass, and be not printed, but be printed in the Journal.

BAILEY of DeWitt,
Acting Chairman.

Following is the resolution in full:

By Henderson. S. J. R. No. 22.

To amend Section 1 of Article 8, of the Constitution of the State of Texas, so as to provide for a graduated tax upon excessive land holdings and upon all real property; providing for an appropriation to defray the expense of advertising the Governor's proclamation and submitting the same to a vote of the people.

Be it resolved by the Legislature of the State of Texas:

Section 1. That Section 1, of Article 8, of the Constitution of Texas, be amended so as hereafter to read as follows:

Taxation shall be equal and uniform on the same class of property, but taxes levied on land holdings in excess of the family home site, or homestead, and upon homesteads in city or town, shall be levied as follows:

For the first fifty acres in excess of the family home site, or homestead, twenty-five per cent of the actual cash value.

For more than fifty acres and not to exceed one hundred acres in excess of the family home site or homestead, thirty-three and one-third per cent of the actual cash value.

For more than one hundred and not to exceed two hundred acres in excess of the family home site or homestead, fifty per cent of the actual cash value.

For more than two hundred and not to exceed four hundred acres in excess of the family home site or homestead, seventy-five per cent of the actual cash value.

All land holdings to exceed four hundred acres in excess of the family home site or homestead shall be assessed at full cash value.

For the first fifteen hundred dollars of valuation on homesteads in city or town, twenty-five per cent of the actual cash value.

For more than fifteen hundred dollars and not to exceed three thousand dollars of valuation on homesteads in city or town, fifty per cent of actual cash value.

For more than three thousand dollars and not to exceed five thousand

dollars of valuation on homesteads in city or town, seventy-five per cent of actual cash value.

All homesteads exceeding five thousand dollars in valuation, in city or town, shall be assessed at their full cash market value.

All other property in this State, whether owned by natural persons or corporations other than municipal, shall be taxed in proportion to its value, which shall be ascertained as may be provided by law.

The Legislature may impose a poll tax. It may also impose occupation taxes, both upon natural persons and upon corporations other than municipal, doing any business in this State. It may also tax incomes of both natural persons and corporations, other than municipal, except that persons engaged in mechanical and agricultural pursuits shall never be required to pay an occupation tax; provided that two hundred and fifty dollars worth of household and kitchen furniture belonging to each family in this State shall be exempt from taxation; and provided further that the occupation tax levied by any county, city or town, for any year, on persons or corporations pursuing any profession or business, shall not exceed one-half of the tax levied by the State for the same period on such profession or business.

Sec. 2. The foregoing amendment of the Constitution of the State shall be submitted to be voted upon by the qualified electors of members of the Legislature for its adoption or rejection at the next general election held in this State for the election of State officers as provided in the statutes of this State. All voters on this proposed amendment at said election who favor its adoption shall have printed on their ballots the following:

"For the amendment to Section 1, Article 8, of the Constitution providing for a graduated tax on all real property in this State."

Those voting against the adoption of the amendment proposed herein shall have written or printed on their ballots the following:

"Against the amendment to Section 1, Article 8, of the Constitution, providing for a graduated tax on all real property in this State."

The regular election officers holding the general election shall at the time the said election is held, hold the election for the adoption or rejection

of this proposed amendment to the Constitution, and the forms herein prescribed for the returns shall be made as provided in the Constitution and laws of the State for making returns on constitutional amendments.

The Governor is directed to issue the necessary proclamation and to have same published as required by the Constitution and laws of this State.

Sec. 3. That the sum of five thousand dollars, or so much thereof as may be necessary, is hereby appropriated out of the treasury of the State of Texas, not otherwise appropriated, to pay the necessary costs and expenses of the proceedings hereunder to be had and done.

Committee Room,

Austin, Texas, March 15, 1915.

Hon. W. P. Hobby, President of the Senate.

Sir: Your Judiciary Committee No. 1, to whom was referred

H. B. No. 40, A bill to be entitled "An Act making it the duty of tax collectors to prepare and mail notices and statements of delinquent taxes," etc.,

Have had the same under consideration, and I am instructed to report the same back to the Senate with the recommendation that it do pass.

LATTIMORE, Acting Chairman.

House Bill No. 235.

Committee Room,

Austin, Texas, March 15, 1915.

Hon. W. P. Hobby, President of the Senate.

Sir: Your Judiciary Committee No. 1, to whom was referred H. B. No. 235,

Have had the same under consideration and beg to report the same back to the Senate with the recommendation that it do pass with the following committee amendment, to wit:

Amend the bill by changing the period at the end of Section 1, on page 2, to a comma, and add the following words:

"And that all laws and parts of laws in conflict herewith are hereby in all things repealed."

And that the bill be not printed, but printed in the Journal.

HUDSPETH, Acting Chairman.

Following is the bill in full:

By Metcalf and Spencer.

H. B. No. 235.

A BILL

To be entitled

An Act to amend Chapter 135, Title 135, of the Revised Civil Statutes of Texas, 1911, relating to wills, by adding thereto Article 7878a and 7878b, authorizing executors under foreign wills to sell and convey real estate and personal property situated in this State, when authorized to do so by such will, when such will has been properly probated in a court having jurisdiction over same, and validating all sales and conveyances of such property heretofore made under the powers contained in such foreign will, which has been properly probated.

Be it enacted by the Legislature of the State of Texas:

Section 1. That Chapter 135, Title 135, of the Revised Civil Statutes of Texas, 1911, relating to wills, be and the same is hereby amended by adding thereto as amendments Articles 7878a and 7878b, which two articles shall read as follows:

Article 7878a. When any foreign will, filed and recorded in this State, as authorized by Articles 7875, 7876, 7877 and 7878, Revised Civil Statutes, 1911, power is given to an executor or trustee to sell any real or personal property situated in this State, no order of court shall be necessary to authorize such executor or trustee to make such sale and execute proper conveyances, and whenever any particular directions are given by a testator in any such will respecting the sale of any such property situated in this State, belonging to his estate, the same shall be followed unless such directions have been annulled or suspended by order of a court of competent jurisdiction.

Article 7878b. All sales and conveyances of real and personal property within this State which have been heretofore made by executors or trustees under foreign wills, duly filed and recorded, as provided in Articles 7875, 7876, 7877 and 7878,

b.
men.

Revised Civil Statutes, 1911, where such wills confer upon the executors or trustees the power to sell such real or personal property, be and the same are hereby validated, and the record of such conveyances or releases heretofore made shall have the same effect as if they were made and recorded after the passage of this Act.

Sec 2. The fact that there is some question as to the power of foreign executors to execute deeds under the powers contained in foreign wills to real and personal property situated in this State, creates an emergency and an imperative public necessity requiring the suspension of the constitutional rule requiring bills to be read on three several days in each house, and this Act shall take effect and be in force from and after its passage.

(Floor Report.)

Committee Room,

Austin, Texas, March 15, 1915.

Hon. W. P. Hobby, President of the Senate.

Sir: Your Committee on Educational Affairs, to whom was referred S. B. No. 426, a bill to be entitled "An Act creating Pecos Independent School District, in Reeves County, Texas,"

Have had the same under consideration, and beg to report the same back to the Senate, with the recommendation that it do not pass and be not printed.

Bee, Chairman; Gibson, Johnson, Smith, Astin, Cowell, Darwin, Robbins, Bailey of Harris.

Committee Room,

Austin, Texas, March 15, 1915.

Hon. W. P. Hobby, President of the Senate.

Sir: Your Committee on Education, to whom was referred

H. B. No. 667, A bill to be entitled "An Act to increase the limits of the Aransas Pass Independent School District, and declaring an emergency,"

Have had the same under consideration, and I am instructed to report the same back to the Senate, with the recommendation that it do pass, and be not printed.

BEE, Chairman.

(Floor Report.)

Committee Room,
Austin, Texas, March 15, 1915.

Hon. W. P. Hobby, President of the Senate.

Sir: Your Committee on Educational Affairs, to whom was referred H. B. No. 650, A bill to be entitled "An Act creating the Prairie Dell Independent School District of Bell County, and declaring an emergency,"

Have had the same under consideration, and I am instructed to report same back to the Senate, with the recommendation that it do pass and be not printed.

Bee, Chairman; Johnson, Astin, Darwin, Smith, Gibson, Robbins.

(Floor Report.)

Committee Room,
Austin, Texas, March 15, 1915.

Hon. W. P. Hobby, President of the Senate.

Sir: We, your Committee on Towns and City Corporations, to whom was referred

H. B. No. 347, A bill to be entitled "An Act to validate the charters and amendments to charters and the incorporation of the cities of Ennis, Marshall, Houston, El Paso, Dallas, Beaumont, Waco, McKinney, Terrell, Galveston, Taylor, Corsicana, Amarillo, Houston Heights, Bonham, Denton, Mineral Wells, Sweetwater, Wichita Falls, San Antonio, Brownwood, Orange, Belton and Cleburne, adopted and amended by such cities since the enactment of Chapter 147, page 307, of the Acts of the Regular Session of the Thirty-third Legislature,"

Have had the same under consideration, and beg to report the same back to the Senate with the recommendation that it do pass, and be not printed.

Hall, Chairman; King, Bailey of Harris, Cowell, Lattimore, Bee.

Committee Room,
Austin, Texas, March 15, 1915.

Hon. W. P. Hobby, President of the Senate.

Sir: We, your Committee on Roads, Bridges and Ferries, to whom was referred

H. B. No. 564, A bill to be entitled "An Act to amend Chapter 74 of the Special Laws of the Thirty-second

Legislature, being entitled 'An Act to create a more efficient road system for Leon County,' and declaring an emergency,"

Have had the same under consideration, and I am instructed to report the same back to the Senate, with the recommendation that it do pass, and be not printed.

HENDERSON, Chairman.

Committee Room,
Austin, Texas, March 15, 1915.

Hon. W. P. Hobby, President of the Senate.

Sir: We, your Committee on Roads, Bridges and Ferries, to whom was referred

H. B. No. 639, A bill to be entitled "An Act to amend Section 28b of the Special Road Law for Smith County, as amended at the Special Session of the Thirty-third Legislature, and known as Chapter 2, Special Laws, of the Thirty-third Legislature, and creating an emergency and providing for the suspension of the constitutional rule requiring all bills to be read on three several days,"

Have had the same under consideration, and I am instructed to report the same back to the Senate, with the recommendation that it do pass, and be not printed.

HENDERSON, Chairman.

Committee Room,
Austin, Texas, March 15, 1915.

Hon. W. P. Hobby, President of the Senate.

Sir: We, your Committee on Roads, Bridges and Ferries, to whom was referred

H. B. No. 526, A bill to be entitled "An Act amending Section 4, of Chapter 89, of the Special Laws of the Thirty-second Legislature of the State of Texas, entitled 'An Act to create a more efficient road system for El Paso County, Texas,' and declaring an emergency,"

Have had the same under consideration, and I am instructed to report the same back to the Senate, with the recommendation that it do pass, and be not printed.

HENDERSON, Chairman.

Committee Room,
Austin, Texas, March 15, 1915.

Hon. W. P. Hobby, President of the Senate.

Sir: We, your Committee on

Roads, Bridges and Ferries, to whom was referred

H. B. No. 595, a bill to be entitled "An Act to amend Sections 11, 13 and 14, of An Act creating a special road law for Gillespie County, Texas, passed at the Regular Session of the Thirtieth Legislature, and known as Chapter 77, Special Laws of 1907, and which became a law April 15, 1907; providing for the payment of five dollars and twenty-five cents (\$5.25) in lieu of road services, and for the payment of one dollar and twenty-five cents (\$1.25) in lieu of a day's work when summoned to work; declaring an emergency; and providing for the suspension of the constitutional rule requiring all bills to be read on three several days."

Have had the same under consideration, and I am instructed to report the same back to the Senate, with the recommendation that it do pass, and be not printed.

HENDERSON, Chairman.

Committee Room,
Austin, Texas, March 15, 1915.

Hon. W. P. Hobby, President of the Senate.

Sir: We, your Committee on Roads, Bridges and Ferries, to whom was referred

H. B. No. 627, A bill to be entitled "An Act to amend Chapter 77, Acts of 1901, providing for a more efficient road system for Milam County, Texas; prescribing additional duties for county commissioners, and fixing the compensation."

Have had the same under consideration, and I am instructed to report the same back to the Senate, with the recommendation that it do pass, and be not printed.

HENDERSON, Chairman.

Committee Room,
Austin, Texas, March 15, 1915.

Hon. W. P. Hobby, President of the Senate.

Sir: We, your Committee on Roads, Bridges and Ferries, to whom was referred

H. B. No. 569, A bill to be entitled "An Act to amend Sections 12 and 15 of H. B. No. 543, Chapter 68, as enacted at the Regular Session of the Thirty-third Legislature of the State of Texas, providing certain compensation for the county commissioners of Freestone County as ex officio

road commissioners, and declaring an emergency,"

Have had the same under consideration, and I am instructed to report the same back to the Senate, with the recommendation that it do pass, and be not printed.

HENDERSON, Chairman.

Committee Room,
Austin, Texas, March 15, 1915.

Hon. W. P. Hobby, President of the Senate.

Sir: We, your Committee on Roads, Bridges and Ferries, to whom was referred

H. B. No. 586, a bill to be entitled "An Act to amend Sections 6 and 12 of an Act passed by the Twenty-seventh Legislature, known as Coryell County Road Law, and amended by an Act of the Thirtieth Legislature, H. B. No. 339, and to repeal Section 9, of said Acts of the Twenty-seventh Legislature."

Have had the same under consideration, and I am instructed to report the same back to the Senate, with the recommendation that it do pass, and be not printed.

HENDERSON, Chairman.

Committee Room,
Austin, Texas, March 15, 1915.

Hon. W. P. Hobby, President of the Senate.

Sir: We, your Committee on Roads, Bridges and Ferries, to whom was referred

H. B. No. 598, A bill to be entitled "An Act to create a more efficient road system for Hopkins County, Texas, and declaring an emergency,"

Have had the same under consideration, and I am instructed to report the same back to the Senate, with the recommendation that it do pass and be not printed.

HENDERSON, Chairman.

Committee Room,
Austin, Texas, March 15, 1915.

Hon. W. P. Hobby, President of the Senate.

Sir: We, your Committee on Roads, Bridges and Ferries, to whom was referred

H. B. No. 525, A bill to be entitled "An Act to amend the Special Road Law of Wise County, Texas, as enacted by the Thirty-second Legislature of Texas, so that the same shall hereafter read as herein provided, and declaring an emergency,"

Have had the same under consideration, and I am instructed to report the same back to the Senate, with the recommendation that it do pass, and be not printed.

HENDERSON, Chairman.

(Floor Report.)

Committee Room,
Austin, Texas, March 15, 1915.

Hon. W. P. Hobby, President of the Senate.

Sir: Your Committee on Public Roads, Bridges and Ferries, to whom was referred

H. B. No. 657, A bill to be entitled "An Act to Amend Sections 35, 36, 39, of Chapter 79, of the Acts of the First Called Session of the Thirtieth Legislature, and approved April 15, 1907, by adding to Section 35, Section 35a; to Section 36, 36a; and to Section 39, 39a; said Act being an Act to create a more efficient road law for Lamar County, and declaring an emergency."

Have had the same under consideration, and I am instructed to report the same back to the Senate, with the recommendation that it do pass, and be not printed.

Henderson, Chairman; Robbins, Morrow, Smith, McNealus.

Committee Room,
Austin, Texas, March 15, 1915.

Hon. W. P. Hobby, President of the Senate.

Sir: We, your Judiciary Committee No. 1, to whom was referred

H. B. No. 149, A bill to be entitled "An Act to amend Article 1606, Title 32, Chapter 5, Revised Civil Statutes of Texas of 1911, as amended by Act approved February 24, 1905, of the Twenty-ninth Legislature, Regular Session, relating to the employment of stenographers by the Courts of Civil Appeals,"

Have had the same under consideration, and beg to report the same back to the Senate, with the recommendation that it do pass.

LATTIMORE, Acting Chairman.

(Floor Report.)

Committee Room,
Austin, Texas, March 15, 1915.

Hon. W. P. Hobby, President of the Senate.

We, your Committee on Stock and Stock Raising, to whom was referred

H. B. No. 465, which is An Act to amend Title 124, Chapter 6, Revised Civil Statutes, 1911, by adding thereto Articles 7248a and 7252a, making it the duty of any sheriff or constable to impound any live stock running at large in violation of law. prescribing fees for impounding, providing for manner of disposing of same, and by amending Articles 7250, 7252 and 7253 to conform to such new articles, so as to read as hereinafter set forth,

Have had the same under consideration, and I am instructed to report same back to the Senate, with the recommendation that it do pass, and be not printed.

Clark, Chairman; Parr, Johnson, Hudspeth, Suiter, Conner.

Committee Room,
Austin, Texas, March 15, 1915.

Hon. W. P. Hobby, President of the Senate.

Sir: Your Committee on State Affairs, to whom was referred

H. B. No. 608, A bill to be entitled "An Act to authorize the commissioners courts of the several counties of Texas to create and establish levee improvement districts, with authority to construct and maintain levees," etc.,

Have had the same under consideration, and I am instructed to report the bill back to the Senate, with the recommendation that it do pass, but be not printed.

DARWIN, Acting Chairman.

Committee Room,
Austin, Texas, March 15, 1915.

Hon. W. P. Hobby, President of the Senate.

Sir: Your Committee on State Affairs, to whom was referred

H. B. No. 521, A bill to be entitled "An Act to amend Article 1460 of Chapter 2, Title 19, of the Revised Civil Statutes of the State of Texas of 1911, providing for the appointment of county auditors in counties containing a city of twenty thousand population,"

Have had the same under consideration, and I am instructed to report the bill back to the Senate, with the recommendation that it do pass, but be not printed.

DARWIN, Acting Chairman.

Committee Room,
Austin, Texas, March 15, 1915.

Hon. W. P. Hobby, President of the Senate.

Sir: We, your Committee on Constitutional Amendments, to whom was referred H. J. R. No. 13,

Have had the same under consideration, and I am instructed to report the same back to the Senate, with the recommendation that it do pass, and be not printed.

BAILEY of DeWitt,
Acting Chairman.

(Majority Report.)

Committee Room,
Austin, Texas, March 15, 1915.

Hon. W. P. Hobby, President of the Senate.

Sir: We, your Committee on Constitutional Amendments, to whom was referred H. J. R. No. 10,

Have had the same under consideration, and I am instructed to report the same back to the Senate, with the recommendation that it do pass, and be not printed.

BAILEY of DeWitt,
Acting Chairman.

(Minority Report.)

Committee Room,
Austin, Texas, March 15, 1915.

Hon. W. P. Hobby, President of the Senate.

Sir: We, a minority of your Committee on Constitutional Amendments, to whom was referred H. J. R. No. 10,

Have had the same under consideration, and we beg leave to report the same back to the Senate, with the recommendation that it do not pass.

McNEALUS,
DARWIN.

Committee Room,
Austin, Texas, March 15, 1915.

Hon. W. P. Hobby, President of the Senate.

Sir: We, your Committee on Constitutional Amendments, to whom was referred H. J. R. No. 9,

Have had the same under consideration, and I am instructed to report the same back to the Senate, with the recommendation that it do pass, and be not printed.

BAILEY of DeWitt,
Acting Chairman.

Committee Room,
Austin, Texas, March 15, 1915.

Hon. W. P. Hobby, President of the Senate.

Sir: We, your Committee on Constitutional Amendments, to whom was referred H. J. R. No. 5,

Have had the same under consideration, and I am instructed to report the same back to the Senate, with the recommendation that it do pass, with the following amendment:

Amend the bill by striking out the words "five years" wherever they occur in the bill, and insert in lieu thereof the words "three years," and that the bill be not printed.

DAILEY of DeWitt,
Acting Chairman.

Committee Room,
Austin, Texas, March 15, 1915.

Hon. W. P. Hobby, President of the Senate.

Sir: We, your Committee on Educational Affairs, to whom was referred

H. B. No. 573 (by Stevens), creating the Ore City Independent School District, situated in Upshur, Marion and Harrison Counties,

Have had the same under consideration, and beg leave to report the same back to the Senate, with the recommendation that it do pass, and be not printed.

BEE, Chairman.

(Floor Report.)

Committee Room,
Austin, Texas, March 15, 1915.

Hon. W. P. Hobby, President of the Senate.

Sir: Your Committee on Judicial Districts, to whom was referred

H. B. No. 559, A bill to be entitled "An Act to amend Article 339, Title 13, of the 1911 Revised Civil Statutes of Texas, so as to provide for the office of District Attorney in the Twenty-ninth Judicial District,"

Have had the same under consideration, and beg to report the same back to the Senate, with the recommendation that it do pass, and that it be not printed.

Nugent, Chairman; Gibson, Henderson, King, Bailey of Harris, Darwin.

Engrossing Committee Reports.

Committee Room,
Austin, Texas, March 14, 1915.

Hon. W. P. Hobby, President of the Senate.

Sir: Your Committee on Engrossed Bills have carefully compared Senate Bill No. 417, and find same correctly engrossed.

SMITH, Acting Chairman.

Committee Room,
Austin, Texas, March 14, 1915.

Hon. W. P. Hobby, President of the Senate.

Sir: Your Committee on Engrossed Bills have carefully compared Senate Bill No. 282, and find same correctly engrossed.

HALL, Acting Chairman.

Committee Room,
Austin, Texas, March 14, 1915.

Hon. W. P. Hobby, President of the Senate.

Sir: Your Committee on Engrossed Bills have carefully compared Senate Bill No. 60, and find same correctly engrossed.

HALL, Acting Chairman.

Committee Room,
Austin, Texas, March 15, 1915.

Hon. W. P. Hobby, President of the Senate.

Sir: Your Committee on Engrossed Bills have carefully compared Senate Bill No. 316, and find same correctly engrossed.

HALL, Acting Chairman.

Enrolling Committee Reports.

Committee Room,
Austin, Texas, March 15, 1915.

Hon. W. P. Hobby, President of the Senate.

Sir: Your Committee on Enrolled Bills has carefully examined and compared Senate Bill No. 389, and find it correctly enrolled, and has this day, at 3:55 o'clock p. m., presented same to the Governor for his approval.

DARWIN, Acting Chairman

Committee Room,
Austin, Texas, March 15, 1915.

Hon. W. P. Hobby, President of the Senate.

Sir: Your Committee on Enrolled Bills has carefully examined and compared Senate Bill No. 40, and finds it correctly enrolled, and has this day, at 3:55 o'clock p. m., presented same to the Governor for his approval.

DARWIN, Acting Chairman.

Following is the bill in full:

C. S. S. B. No. 40.

AN ACT

Limiting the hours of labor for females employed in any factory, mine, mill, workshop, mechanical or mercantile establishment, laundry, hotel, restaurant or rooming house, theater or moving picture show, barber shop, telegraph or telephone office, express or transportation company, or in any other establishment, institution or enterprise or any State institution where females are employed, except as hereinafter provided; compelling each employer in any factory, mine, mill, workshop, mechanical or mercantile establishment, laundry, hotel, restaurant or rooming house, theater or moving picture show, telegraph or telephone office, express or transportation company, or any other establishment, institution or enterprise where females are employed, to provide and furnish suitable seats for all such female employees when not engaged in their active duties as such employees; providing a penalty for failure or refusal of such employer to comply with the provisions of this Act, or for permitting or suffering any superintendent, overseer, foreman or other agent of such employer, entrusted with authority, to violate any of the provisions of this Act; providing for extraordinary emergencies, and declaring an emergency.

Be it enacted by the Legislature of the State of Texas:

Section 1. No female shall be employed in any factory, mine, mill, workshop, mechanical or mercantile establishment, laundry, hotel, restaurant or rooming house, theater or moving picture show, barber shop, telegraph, telephone or other office, express or transportation company, or any State institution, or any other establishment, institution or enterprise, where females are employed,

except as hereinafter provided, for more than nine hours in any one calendar day nor more than fifty-four hours in any one calendar week; provided, however, that in case of extraordinary emergencies, such as great public calamities, or where it becomes necessary for the protection of human life or property, longer hours may be worked, but for such time not less than double time shall be paid such female with the consent of the said female; provided this Act shall not apply to stenographers and pharmacists.

Sec. 1a. No female shall be employed in any laundry for more than fifty-four hours in one calendar week; the hours of such employment to be so arranged as to permit the employment of such female at any time so that she shall not work more than a maximum of eleven hours during the twenty-four hours period of one day; provided that if such female is employed for more than nine hours in any one day she shall receive pay at the rate of double her regular pay for such time as she is employed for more than nine hours per day.

Sec. 1b. No female shall be employed in any factory engaged in the manufacture of cotton, woolen or worsted goods or articles of merchandise manufactured out of cotton goods for more than ten hours in any one calendar day, nor for more than sixty hours in any one calendar week.

Provided, that if such female is employed for more than nine hours in any one day she shall receive pay at the rate of double her regular pay for such time as she may be employed for more than nine hours per day.

Sec. 2. Every employer owning or operating any factory, mine, mill, workshop, mechanical or mercantile establishment, laundry, hotel, restaurant or rooming house, theater or moving picture show, barber shop, telegraph or telephone or other office, express or transportation company, the superintendent of any State institution or any other establishment, institution or enterprise where females are employed, as provided by Sections 1, 1a and 1b, shall provide and furnish suitable seats, to be used by such employees when not engaged in the active duties of their employment, and shall give notice to all such female employees by posting in a conspicuous place, on the premises of such employment in let-

ters not less than one inch in height, that all such female employees will be permitted to use such seats when not so engaged.

Sec. 3. Any employer, overseer, superintendent, foreman, or other agent of any such employer, who shall permit any female to work in any of the places mentioned in Sections 1, 1a and 1b more than the number of hours provided for in this Act during any day of the twenty-four hours, or who shall fail, neglect or refuse to so arrange the work of females employed in the said places mentioned in Sections 1, 1a and 1b, so that they shall not work more than the number of hours provided for in the Sections 1, 1a and 1b of this Act, during any day of twenty-four hours or the number of hours prescribed by this Act in any one week, or who shall fail, neglect or refuse to provide suitable seats as provided in Section 2 of this Act, shall be deemed guilty of a misdemeanor, and upon conviction in any court of competent jurisdiction shall be fined in any sum not less than fifty (\$50.00) dollars nor more than two hundred (\$200.00) dollars, and each day of such violation and each such female employee required or permitted to work more than the time provided in the various sections of this Act shall constitute a separate offense. "Provided that the provisions of the law shall not apply to telegraph and telephone companies in rural districts and in cities or towns of less than 3,000 inhabitants, as shown by the last Federal Census." Provided that the provisions of this Act shall not apply to mercantile establishments in rural districts and in cities and towns and villages of less than 3,000 inhabitants.

Sec. 4. If any section or provision of this Act is for any reason held or declared to be unconstitutional it shall not affect nor impair nor render invalid the rest of this Act.

And changing other sections to conform thereto.

Sec. 5. All laws or parts of laws in conflict herewith, and especially Senate Bill No. 30, entitled "An Act limiting the hours of labor for females, etc., of the Acts of the Thirty-third Legislature, approved April 16, 1913," are hereby repealed.

Sec. 6. The fact that the law now regulating the hours of labor for females is insufficient, and that thousands of women and girls in the

State are being worked longer hours, to the great detriment of their physical, mental and moral welfare, constitutes and creates an emergency, and an imperative public necessity that the constitutional rule requiring bills to be read on three several days be, and the same is, hereby suspended, and that this Act take effect and be in force from and after its passage, and it is so enacted.

FORTY-FOURTH DAY:

Senate Chamber,
Austin, Texas.

Tuesday, March 16, 1915.

The Senate met at 10 o'clock a. m., pursuant to adjournment, and was called to order by Lieutenant Governor W. P. Hobby.

The roll was called, a quorum being present, the following Senators answered to their names:

Astin.	Hudspeth.
Bailey of DeWitt.	Johnson.
Bailey of Harris.	King.
Bee.	Lattimore.
Clark.	McCollum.
Conner.	Nugent.
Cowell.	Page.
Darwin.	Parr.
Gibson.	Robbins.
Hall.	Smith.
Harley.	Suiter.
Harris.	Townsend.
Henderson.	Wiley.

Absent.

Brelsford.	Morrow.
McGregor.	Westbrook.
McNealus.	

Prayer by Rev. Atkins of Austin.

Pending the reading of the Journal of yesterday, the same was dispensed with on motion of Senator Cowell.

See Appendix for Standing Committee Reports and Petitions and Memorials.

Morning call concluded.

Excused.

On account of important business: Senator Harley for non-attendance on the Thursday, Friday and Saturday of last week and Monday of this week, on motion of Senator Bailey of DeWitt.

Senate Joint Resolution No. 18.

(By unanimous consent.)

The Chair laid before the Senate, on third reading,

S. J. R. No. 18, A joint resolution proposing and submitting to a vote of the people of Texas an amendment to Section 52 of Article 3 of the Constitution, authorizing the issuance of bonds for public improvements, and the levying of a tax to pay the interest and sinking fund of same, and for maintenance.

The resolution was laid before the Senate, read third time, and passed by the following vote:

Yeas—24.

Astin.	Henderson.
Bailey of DeWitt.	Johnson.
Bailey of Harris.	King.
Bee.	Lattimore.
Brelsford.	Nugent.
Conner.	Page.
Cowell.	Parr.
Darwin.	Robbins.
Gibson.	Smith.
Hall.	Suiter.
Harley.	Townsend.
Harris.	Wiley.

Absent.

Clark.	McNealus.
Hudspeth.	Morrow.
McCollum.	Westbrook.
McGregor.	

Senator Darwin moved to reconsider the vote by which S. J. R. No. 18 was passed, and table the motion to reconsider.

The motion to table prevailed.

Senate Bill No. 261.

(By unanimous consent.)

The Chair laid before the Senate, on third reading,

S. B. No. 261, A bill to be entitled "An Act to amend Articles 5162, 5163 and 5164 of Chapter 6, Title 75 of the Revised Civil Statutes of 1911, and declaring an emergency."

Senator Page offered the following amendment:

Amend the bill by striking out in line 15 immediately after the word "person," the "comma," and the words "or by telephone."

The amendment was read and adopted by the following vote.